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THE CONGRESSIONAL JOURNALS OF THE UNITED STATES  
*PART I OF THE*  
NATIONAL STATE PAPERS OF THE UNITED STATES SERIES,  
1789-1817

# The Journal of the Senate

*including*

## The Journal of the Executive Proceedings of the Senate

JAMES MADISON ADMINISTRATION 1809-1817

Volume 10

FOURTEENTH CONGRESS, SECOND SESSION  
DECEMBER, 1816-MARCH, 1817

Congress. Senate.

Michael Glazier, Inc.  
Wilmington, Delaware



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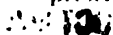
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## *PUBLISHER'S NOTE*

Every effort has been made to locate the best preserved and most legible copy of the original documents, some of which have suffered from the ravages of time. The facsimiles faithfully reflect the condition of the originals. New and precise technology has been employed in the reproduction process to enhance readability yet preserve the flavor of the original to the best of our ability.



*Printed in the United States of America.*

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### NOTE

•The original pagination of the Legislative Journal has been allowed to stand. For the sake of continuity new page numbers have been added to the bottom of the supplementary material and the Executive Journal, and these are marked in this Table with an asterisk.

• For the complete list of members of the Senate together with the Executive and Judicial officers, for the Eleventh through the Fourteenth Congresses, please refer to Volume 1 of this series.

## WILLIAM A. DAVIS

Printer of the original edition  
of this volume

William A. Davis was born in New York. He was trained as a printer; and with his brother Matthew founded the printing company of M.L. & W.A. Davis in 1795. The business lasted until 1814. But at various times over those years William printed and published independently, under the imprint of William A. Davis & Co. He had a brief and rather unsuccessful experience in the New York newspaper business, printing the *Chronicle Express* from November 25, 1802 to January 20, 1803 and the *Morning Chronicle* from October 1, 1802 to January 19, 1803.

In 1815 William A. Davis moved to Washington and opened a printery. Two years later, on May 24, 1817, he joined John Brannan to form the bookselling, publishing and printing firm of Davis & Brannan. The partnership lasted until April 1818, when he and Peter Force (b. 1790) started the printing-publishing concern of Davis & Force. Peter Force was a man of exceptional publishing ability, who is deservedly revered and remembered as the editor and publisher of *Tracts and Other Papers*, etc. (1836-46) and the monumental, though unfinished, *American Archives* (1837-53).

Davis & Force prospered and became one of the most successful establishments in the increasingly competitive graphics business in Washington. Unlike his partner, little is known of the personal life of William A. Davis apart from the record that he married Elizabeth Santford on August 18, 1798; and he died in Washington in 1826.

## DUFF GREEN

Printer of the original edition of the  
Executive Proceedings of the Senate  
(the appropriate part of which is included  
as a supplement in this volume)

Duff Green was born in Woodford County, Kentucky, in 1791. He prospered as a land speculator, merchant, and lawyer in Missouri. In 1825 he moved to Washington and purchased and edited the *United States Telegraph*.

In 1828 he was designated to print the *Journal of the Executive Proceedings of the Senate* "from the Commencement of the First, to the termination of the Nineteenth Congress."

Duff Green wielded great influence in Democratic circles, and became a member of Andrew Jackson's "Kitchen Cabinet." He supported J. C. Calhoun in his split with Jackson; in 1832 he backed Henry Clay and thereafter stood with the Whigs. He supported the Confederacy in the Civil War, and in the post-bellum years he strove strenuously to raise capital for the revival of the South's economy. He died in Georgia in 1875.



**JOURNAL**  
**OF**  
**THE SENATE**  
**OF**  
**THE UNITED STATES OF AMERICA,**  
**BEING THE**  
**SECOND SESSION**  
**OF**  
**THE FOURTEENTH CONGRESS,**  
**BEGUN AND HELD IN THE CITY OF WASHINGTON,**  
**DECEMBER 2d, 1816.**  
**AND**  
**IN THE FORTY-FIRST YEAR OF THE SOVEREIGNTY OF**  
**THE SAID UNITED STATES.**



**WASHINGTON:**  
**PRINTED BY WILLIAM A. DAVIS.**

**1816.**





**CONGRESS**  
**OF THE**  
**UNITED STATES.**

---

**THE SECOND SESSION** of the fourteenth Congress,  
conformably to the constitution of the United States,  
commenced this day at the city of Washington;  
and the Senate assembled.

**MONDAY, DECEMBER 2nd, 1816.**

**PRESENT,**

**From the State of**  
*New-Hampshire,*

**The honourable** { **Jeremiah Mason,**  
                          { **Thomas W. Thompson.**

**From the State of**  
*Massachusetts,*

**The honourable** { **Joseph B. Varnum.**  
                          { **Eli P. Ashmun,**

**From the State of**  
*Rhode-Island,*

**The honourable Jeremiah B. Howell.**

**From the State of**  
*Vermont,*

**The honourable Isaac Tichenor.**

## JOURNAL OF

From the State of  
*Connecticut,*

The honourable David Daggett.

From the State of  
*New-York,*

The honourable Nathan Sanford.

From the State of  
*New-Jersey,*

The honourable { John Condit,  
                              { James J. Wilson.

From the State of  
*Pennsylvania,*

The honourable Abner Lacock.

From the State of  
*Delaware,*

The honourable Outerbridge Horsey.

From the State of  
*Virginia.*

The honourable { James Barbour,  
                              { Armistead T. Mason.

From the State of  
*North-Carolina.*

The honourable Nathaniel Macom

From the State of  
*South-Carolina.*

The honourable John Gaillard.

From the State of  
*Georgia.*

The honourable Charles Tait.

From the State of  
*Tennessee.*

The honourable John Williams.

From the State of

*Ohio,*

The honourable { Jeremiah Morrow,  
                          { Benjamin Ruggles.

From the State of

*Louisiana,*

The honourable Eligius Fromentin.

The honourable John Gaillard, President pro tempore, resumed the chair.

The honourable Eli P. Ashmun, appointed a Senator by the Legislature of the commonwealth of Massachusetts, in the room of the honourable Christopher Gore, resigned, produced his credentials, which were read, and the oath prescribed by law was administered to him, and he took his seat in the Senate.

The President communicated the credentials of the appointment of the honourable James Noble and Waller Taylor as Senators, by the legislature of the State of Indiana, which were read.

Whereupon, on motion by Mr. Morrow,

*Resolved,* That a committee be appointed to inquire whether any, and if any, what, legislative measures may be necessary for admitting the State of Indiana into the Union, or for extending to that State the laws of the United States.

*Ordered,* That Mr. Morrow, Mr. Daggett, and Mr. Barbour, be the committee.

On motion by Mr. Morrow,

*Ordered,* That the credentials of the appointment of the honourable James Noble, and the ho-

## JOURNAL OF

nourable Waller Taylor, as Senators to represent the said State of Indiana in the Senate of the United States, be referred to the said committee, to consider and report thereon.

On motion by Mr. Tait,

*Ordered*, That the Secretary acquaint the House of Representatives, that a quorum of the Senate is assembled, and ready to proceed to business.

Mr. Varnum submitted the following motion for consideration :

*Resolved*, That it is expedient to repeal a law passed the last session of Congress, entitled " An act to change the mode of compensation to the members of the Senate and House of Representatives, and the Delegates from Territories," and that a committee be appointed to prepare and report a bill for that purpose.

On motion by Mr. Lacock,

*Resolved*, That each Senator be supplied, during the present session, with three such newspapers printed in the United States, as he may choose, provided the same be furnished at the usual rate for the annual charge of such papers; and provided, also, that if any Senator shall choose to take any newspapers other than daily papers, he shall be supplied with as many such papers as shall not exceed the price of three daily papers.

On motion by Mr. Howell,

*Resolved*, That a committee be appointed agreeably to the forty-second rule for conducting business in the Senate.

## THE SENATE.

*Ordered*, That Mr. Howell, Mr. Lacock, and Mr. Thompson, be the committee.

Mr. Howell submitted the following motion for consideration, which was read:

*Resolved*, That two chaplains of different denominations be appointed to Congress, during the present session, one by each House, who shall interchange weekly.

*Ordered*, That it pass to the second reading.

A message from the House of Representatives by Mr. Dougherty, their clerk:

Mr. President, I am directed to inform the Senate that a quorum of the House of Representatives is assembled, and ready to proceed to business.

They have appointed a committee on their part, jointly with such committee as may be appointed on the part of the Senate, to wait on the President of the United States, and notify him that a quorum of the two Houses is assembled, and ready to receive any communications that he may be pleased to make to them; in which resolution they request the concurrence of the Senate. And he withdrew.

On motion,

*Resolved*, That the Senate do concur in the appointment of a joint committee on their part, agreeably to the resolution last mentioned: and

*Ordered*, That Mr. Barbour and Mr. Macon be the committee.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

On motion by Mr. Wilson,

*Resolved*, That a committee be appointed, agreeably to the twenty-second rule, for conducting business in the Senate.

*Ordered*, That Mr. Wilson, Mr. Fromentin, and Mr. Ashmun, be the committee.

Mr. Fromentin submitted the following motion for consideration, which was read :

*Resolved*, That a committee of three members be appointed, who, with three members of the House of Representatives, to be appointed by that House, shall have the direction of the money appropriated to the purchase of books, and maps, for the use of the two Houses of Congress.

*Ordered*, That it pass to the second reading.

On motion by Mr. Fromentin,

It was read a second time, by unanimous consent, and considered as in committee of the whole : and no amendment having been proposed, the President reported it to the House.

On the question, " Shall this resolution be engrossed and read a third time ? "

It was determined in the affirmative.

Mr. Wilson, from the committee, reported said resolution correctly engrossed.

On motion,

It was read a third time, by unanimous consent.

*Resolved*, That this resolution pass.

*Ordered*, That Mr. Fromentin, Mr. Goldsborough, and Mr. Hunter, be the committee



*Ordered*, That the Secretary notify the House of Representatives accordingly.

On motion by Mr. Ruggles,

*Resolved*, That a committee be appointed for enrolled bills, jointly with such committee as may be appointed by the House of Representatives.

*Ordered*, That Mr. Ruggles, be the committee on the part of the Senate.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

On motion,

The Senate adjourned to 11 o'clock to-morrow morning.

TUESDAY, DECEMBER 3, 1816.

Mr. Barbour reported from the joint committee, that they had waited on the President of the United States agreeably to order, and that the President of the United States informed the committee, that he would make a communication to the two Houses this day at 12 o'clock.

The following written Message was received from the President of the United States by Mr. Todd, his secretary:

*Fellow-Citizens of the Senate*

*and of the House of Representatives:*

In reviewing the present state of our country, our attention cannot be withheld from the effect produced by peculiar seasons, which have very generally impaired the annual gifts of the earth,

and threatened scarcity in particular districts. Such, however, is the variety of soils, of climates, and of products, within our extensive limits, that the aggregate resources for subsistence are more than sufficient for the aggregate wants. And as far as an economy of consumption, more than usual, may be necessary, our thankfulness is due to Providence, for what is far more than a compensation, in the remarkable health which has distinguished the present year.

Amidst the advantages which have succeeded the peace of Europe, and that of the United States with Great Britain, in a general invigoration of industry among us, and in the extension of our commerce, the value of which is more and more disclosing itself to commercial nations, it is to be regretted that a depression is experienced by particular branches of our manufactures, and by a portion of our navigation. As the first proceeds, in an essential degree, from an excess of imported merchandise, which carries a check in its own tendency, the cause, in its present extent, cannot be of very long duration. The evil will not, however, be viewed by Congress, without a recollection, that manufacturing establishments, if suffered to sink too low, or languish too long, may not revive, after the causes shall have ceased; and that, in the vicissitudes of human affairs, situations may recur, in which a dependence on foreign sources, for indispensable supplies, may be among the most serious embarrassments.

The depressed state of our navigation, is to be ascribed, in a material degree, to its exclusion from the colonial ports of the nation most extensively connected with us in commerce, and from the indirect operation of that exclusion.

Previous to the late Convention at London, between the United States and Great Britain, the relative state of the navigation laws of the two countries, growing out of the treaty of 1794, had given to the British navigation a material advantage over the American, in the intercourse between the American ports and British ports in Europe. The Convention of London equalized the laws of the two countries, relating to those ports ; leaving the intercourse between our ports and the ports of the British colonies, subject, as before, to the respective regulations of the parties. The British government enforcing, now, regulations which prohibit a trade between its colonies and the United States, in American vessels, whilst they permit a trade in British vessels, the American navigation loses accordingly ; and the loss is augmented by the advantage which is given to the British competition over the American, in the navigation between our ports and British ports in Europe, by the circuitous voyages, enjoyed by the one, and not enjoyed by the other.

The reasonableness of the rule of reciprocity, applied to one branch of the commercial intercourse, has been pressed on our part, as equally applicable to both branches : but it is ascertained,

that the British Cabinet declines all negotiation on the subject; with a disavowal, however, of any disposition to view, in an unfriendly light, whatever countervailing regulations the United States may oppose to the regulations of which they complain. The wisdom of the Legislature will decide on the course, which, under these circumstances, is prescribed by a joint regard to the amicable relations between the two nations and to the just interests of the United States.

I have the satisfaction to state, generally, that we remain in amity with foreign powers.

An occurrence has, indeed, taken place in the Gulf of Mexico, which, if sanctioned by the Spanish government, may make an exception as to that power. According to the report of our naval commander on that station, one of our public armed vessels was attacked by an overpowering force, under a Spanish commander, and the American flag, with the officers and crew, insulted, in a manner calling for prompt reparation. This has been demanded. In the mean time, a frigate and a smaller vessel of war have been ordered into that Gulf, for the protection of our commerce. It would be improper to omit, that the representative of his Catholic Majesty, in the United States, lost no time in giving the strongest assurances, that no hostile order could have emanated from his government, and that it will be as ready to do, as to expect, whatever the nature of the case and the friendly relations of the two countries shall be found to require.

The posture of our affairs with Algiers, at the present moment, is not known. The Dey, drawing pretexts from circumstances, for which the United States were not answerable, addressed a letter to this government, declaring the treaty last concluded with him, to have been annulled by our violation of it; and presenting, as the alternative, war, or a renewal of the former treaty, which stipulated, among other things, an annual tribute. The answer, with an explicit declaration that the United States preferred war to tribute, required his recognition and observance of the treaty last made, which abolishes tribute, and the slavery of our captured citizens. The result of the answer has not been received. Should he renew his warfare on our commerce, we rely on the protection it will find in our naval force actually in the Mediterranean.

With the other Barbary states our affairs have undergone no change.

The Indian tribes within our limits appear also disposed to remain at peace. From several of them purchases of lands have been made, particularly favourable to the wishes and security of our frontier settlements, as well as to the general interests of the nation. In some instances, the titles, though not supported by due proof, and clashing those of one tribe with the claims of another, have been extinguished by double purchases; the benevolent policy of the United States preferring the augmented expense, to the hazard of doing injus-

tice, or to the enforcement of justice against a feeble and untutored people, by means involving or threatening an effusion of blood. I am happy to add, that the tranquility which has been restored among the tribes themselves, as well as between them and our own population, will favour the resumption of the work of civilization, which had made an encouraging progress among some tribes; and that the facility is encreasing, for extending that divided and individual ownership, which exists now in moveable property only, to the soil itself; and of thus establishing, in the culture and improvement of it, the true foundation for a transit from the habits of the savage, to the arts and comforts of social life.

As a subject of the highest importance to the national welfare, I must, again, earnestly recommend to the consideration of Congress, a re-organization of the Militia, on a plan which will form it into classes, according to the periods of life more and less adapted to military services. An efficient militia is authorized and contemplated by the Constitution, and required by the spirit and safety of free government. The present organization of our militia is universally regarded as less efficient than it ought to be made; and no organization can be better calculated to give to it its due force, than a classification which will assign the foremost place in the defence of the country, to that portion of its citizens, whose activity and animation best enable them to rally to its standard.

Besides, the consideration that a time of peace is the time when the change can be made with most convenience and equity, it will now be aided by the experience of a recent war, in which the militia bore so interesting a part.

Congress will call to mind, that no adequate provision has yet been made, for the uniformity of weights and measures, also contemplated by the Constitution. The great utility of a standard, fixed in its nature, and founded on the easy rule of decimal proportions, is sufficiently obvious. It led the government, at an early stage, to preparatory steps for introducing it; and a completion of the work will be a just title to the public gratitude.

The importance which I have attached to the establishment of a University within this District, on a scale, and for objects worthy of the American nation, induces me to renew my recommendation of it to the favourable consideration of Congress. And I particularly invite, again, their attention to the expediency of exercising their existing powers, and, where necessary, of resorting to the prescribed mode of enlarging them, in order to effectuate a comprehensive system of roads and canals, such as will have the effect of drawing more closely together every part of our country, by promoting intercourse and improvements, and by encreasing the share of every part in the common stock of national prosperity.

Occurrences having taken place which shew



that the statutory provisions for the dispensation of criminal justice, are deficient in relation both to places and to persons, under the exclusive cognizance of the national authority, an amendment of the law, embracing such cases, will merit the earliest attention of the Legislature. It will be a seasonable occasion, also, for inquiring how far Legislative interposition may be further requisite in providing penalties for offences designated in the Constitution or in the statutes, and to which either no penalties are annexed, or none with sufficient certainty. And I submit to the wisdom of Congress, whether a more enlarged revision of the criminal code be not expedient, for the purpose of mitigating, in certain cases, penalties which were adopted into it, antecedent to experiment and examples which justify and recommend a more lenient policy.

The United States having been the first to abolish, within the extent of their authority, the transportation of the natives of Africa into slavery, by prohibiting the introduction of slaves, and by punishing their citizens participating in the traffick, cannot but be gratified at the progress, made by concurrent efforts of other nations, towards a general suppression of so great an evil. They must feel, at the same time, the greater solicitude to give the fullest efficacy to their own regulations. With that view, the interposition of Congress appears to be required by the violations and evasions which, it is suggested, are chargeable on unworthy citi-

zens, who mingle in the slave trade under foreign flags, and with foreign ports; and by collusive importations of slaves into the United States, through adjoining ports and territories. I present the subject to Congress, with a full assurance of their disposition to apply all the remedy which can be afforded by an amendment of the law. The regulations which were intended to guard against abuses of a kindred character, in the trade between the several States, ought also to be rendered more effectual for their humane object.

To these recommendations I add, for the consideration of Congress, the expediency of a re-modification of the Judiciary establishment, and of an additional department in the Executive branch of the government.

The first is called for by the accruing business which necessarily swells the duties of the Federal Courts; and by the great and widening space, within which justice is to be dispensed by them. The time seems to have arrived which, claims for members of the Supreme Court a relief from itinerary fatigues, incompatible as well with the age which a portion of them will always have attained, as with the researches and preparations which are due to their stations, and to the juridical reputation of their country. And considerations equally cogent require a more convenient organization of the subordinate tribunals, which may be accomplished without an objectionable increase of the number or expense of the Judges.

The extent and variety of Executive business, also accumulating with the progress of our country and its growing population, call for an additional department, to be charged with duties now overburdening other departments, and with such as have not been annexed to any department.

The course of experience recommends, as another improvement in the Executive establishment, that the provision for the station of Attorney General, whose residence at the seat of government, official connexions with it, and management of the public business before the Judiciary, preclude an extensive participation in professional emoluments, be made more adequate to his services and his relinquishments; and that, with a view to his reasonable accommodation, and to a proper depository of his official opinions and proceedings, there be included in the provision, the usual appurtenances to a public office.

In directing the legislative attention to the state of the finances, it is a subject of great gratification to find, that, even within the short period which has elapsed since the return of peace, the revenue has far exceeded all the current demands upon the treasury, and that, under any probable diminution of its future annual products, which the vicissitudes of commerce may occasion, it will afford an ample fund for the effectual and early extinguishment of the public debt. It has been estimated, that during the year 1816, the actual receipts of revenue at the treasury, including the balance at the com-

mencement of the year, and excluding the proceeds of loans and treasury notes, will amount to about the sum of forty-seven millions of dollars; that during the same year, the actual payments at the Treasury, including the payment of the arrearages of the War Department, as well as the payment of a considerable excess, beyond the annual appropriations, will amount to about the sum of thirty-eight millions of dollars; and that, consequently, at the close of the year, there will be a surplus in the treasury of about the sum of nine millions of dollars.

The operations of the treasury continue to be obstructed by difficulties, arising from the condition of the national currency; but they have, nevertheless, been effectual, to a beneficial extent, in the reduction of the public debt, and the establishment of the public credit. The floating debt of treasury notes and temporary loans, will soon be entirely discharged. The aggregate of the funded debt, composed of debts incurred during the wars 1776 and 1812, has been estimated, with reference to the first of January next, at a sum not exceeding one hundred and ten millions of dollars. The ordinary annual expenses of the government, for the maintenance of all its institutions, civil, military, and naval, have been estimated at a sum less than twenty millions of dollars. And the permanent revenue, to be derived from all the existing sources, has been estimated at a sum of about twenty-five millions of dollars.

Upon this general view of the subject, it is obvious, that there is only wanting, to the fiscal prosperity of the government, the restoration of an uniform medium of exchange. The resources and the faith of the nation, displayed in the system which Congress has established, ensure respect and confidence both at home and abroad. The local accumulations of the revenue have already enabled the treasury to meet the public engagements in the local currency of most of the States: and it is expected that the same cause will produce the same effect throughout the Union. But, for the interests of the community at large, as well as for the purposes of the treasury, it is essential that the nation should possess a currency of equal value, credit, and use, wherever it may circulate. The Constitution has entrusted Congress, exclusively, with the power of creating and regulating a currency of that description; and the measures which were taken during the last session, in execution of the power, give every promise of success. The Bank of the United States has been organized under auspices the most favourable, and cannot fail to be an important auxiliary to those measures.

For a more enlarged view of the public finances, with a view of the measures pursued by the Treasury Department, previous to the resignation of the late Secretary, I transmit an extract from the last report of that officer. Congress will perceive in it ample proofs of the solid foundation on which the financial prosperity of the nation rests;

and will do justice to the distinguished ability and successful exertions with which the duties of the department were executed, during a period remarkable for its difficulties and its peculiar perplexities.

The period of my retiring from the public service being at little distance, I shall find no occasion more proper than the present for expressing to my fellow-citizens my deep sense of the continued confidence and kind support which I have received from them. My grateful recollection of these distinguished marks of their favourable regard can never cease; and, with the consciousness, that if I have not served my country with greater ability, I have served it with a sincere devotion, will accompany me as a source of unfailling gratification.

Happily, I shall carry with me from the public theatre, other sources, which those who love their country most, will best appreciate. I shall behold it blessed with tranquillity and prosperity at home. and with peace and respect abroad. I can indulge the proud reflection, that the American people have reached, in safety and success. their fortieth year as an independent nation; that, for nearly an entire generation, they have had experience of their present constitution, the offspring of their undisturbed deliberations and of their free choice; that they have found it to bear the trials of adverse as well as prosperous circumstances; to contrain, in its combination of the federate and elective prin-

ciples, a reconciliation of public strength with individual liberty, of national power for the defence of national rights, with a security against wars of injustice, of ambition, and of vain glory, in the fundamental provision which subjects all questions of war to the will of the nation itself, which is to pay its costs and feel its calamities. Nor is it less a peculiar felicity of this Constitution, so dear to us all, that it is found to be capable, without losing its vital energies, of expanding itself over a spacious territory, with the increase and expansion of the community for whose benefit it was established.

And may I not be allowed to add to this gratifying spectacle, that I shall read in the character of the American people, in their devotion to true liberty, and to the Constitution which is its palladium, sure presages, that the destined career of my country will exhibit a government pursuing the public good as its sole object, and regulating its means by the great principles consecrated in its charter, and by those moral principles to which they are so well allied: A government which watches over the purity of elections, the freedom of speech and of the press, the trial by jury, and the equal interdict against encroachments and compacts between religion and the state; which maintains inviolably the maxims of public faith, the security of persons and property, and encourages, in every authorized mode, that general diffusion of knowledge which guarantees to public liberty its permanency, and to those who possess the



blessing, the true enjoyment of it : A government which avoids intrusions on the internal repose of other nations, and repels them from its own ; which does justice to all nations with a readiness equal to the firmness with which it requires justice from them ; and which, whilst it refines its domestic code from every ingredient not congenial with the precepts of an enlightened age, and the sentiments of a virtuous people, seeks, by appeals to reason, and by its liberal examples, to infuse, into the law which governs the civilized world, a spirit which may diminish the frequency, or circumscribe the calamities of war, and meliorate the social and beneficent relations of peace : A government, in a word, whose conduct, within and without, may bespeak the most noble of all ambitions—that of promoting peace on earth, and good will to man.

These contemplations, sweetening the remnant of my days, will animate my prayers for the happiness of my beloved country, and a perpetuity of the institutions under which it is enjoyed.

JAMES MADISON.

*December 3d, 1816.*

The Message and accompanying Document were read.

On motion by Mr. Barbour,

*Ordered*, That two thousand copies of the Message be printed for the use of the Senate.

Mr. Lacock submitted the following motion for consideration ; which was read.

*Resolved*, That Mountjoy Bayly, door-keeper

and sergeant-at-arms to the Senate, be, and he hereby is authorized to employ one assistant and two horses for the purpose of performing such services as are usually required by the door-keeper of the Senate, which expense should be paid out of the contingent fund.

*Ordered*, That it pass to the second reading.

The Senate resumed the consideration of the motion made yesterday, relative to the repeal of the compensation law.

On motion by Mr. Varnum,

*Ordered*, That the further consideration thereof be postponed until Monday next.

The resolution for the appointment of Chaplains was read the second time, and considered as in committee of the whole; and no amendment having been proposed, the President reported it to the House.

On the question—" Shall this resolution be engrossed and read a third time ?"

It was determined in the affirmative.

On motion,

The Senate adjourned to 11 o'clock to-morrow morning.

WEDNESDAY, DECEMBER 4, 1816.

Mr. Wilson, from the committee, reported the resolution for the appointment of Chaplains correctly engrossed, and it was read a third time and passed as follows :

*Resolved*, That two Chaplains, of different denominations, be appointed to Congress, during the present session, one by each house, who shall interchange weekly.

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this resolution.

Mr Sanford submitted the following motions for consideration :

1. *Resolved*, That so much of the Message of the President of the United States, as relates to foreign affairs, be referred to a select committee, with leave to report by bill or otherwise.

2. *Resolved*, That so much of the Message of the President of the United States as relates to manufactures, be referred to a select committee, with leave to report by bill or otherwise.

3. *Resolved*, That so much of the Message of the President of the United States as relates to navigation and commerce, be referred to a select committee, with leave to report by bill or otherwise.

4. *Resolved*, That so much of the Message of the President of the United States as relates to the militia, be referred to a select committee, with leave to report by bill or otherwise.

5. *Resolved*, That so much of the Message of of the President of the United States, as relates to weights and measures, be referred to a select committee, with leave to report by bill or otherwise.

6. *Resolved*, That so much of the Message of the President of the United States, as relates to a national University, be referred to a select committee, with leave to report by bill or otherwise.

7. *Resolved*, That so much of the Message of the President of the United States, as relates to roads and canals, be referred to a select committee, with leave to report by bill or otherwise.

8. *Resolved*, That so much of the Message of the President of the United States, as relates to the slave trade, be referred to a select committee, with leave to report by bill or otherwise.

9. *Resolved*, That so much of the Message of the President of the United States, as relates to crimes and offences, be referred to a select committee, with leave to report by bill or otherwise.

10. *Resolved*, That so much of the Message of the President of the United States, as relates to the judiciary establishment, be referred to a select committee, with leave to report by bill or otherwise.

11. *Resolved*, That so much of the Message of the President of the United States, as relates to an additional executive department, be referred to a select committee, with leave to report by bill or otherwise.

12. *Resolved*, That so much of the Message of the President of the United States, as relates to the office of Attorney General, be referred to a select committee, with leave to report by bill or otherwise.

13. *Resolved*, That so much of the Message of the President of the United States, as relates to the finances and a national currency, be referred to a select committee, with leave to report by bill or otherwise.

Mr. Varnum submitted the following motion for consideration :

*Resolved*, That a committee be appointed to inquire into the expediency of requiring the Directors of the Bank of the United States, to establish a competent office of discount and deposit within the city of Washington, in the District of Columbia; and that they have leave to report by bill or otherwise.

The resolution authorizing Mountjoy Bayly to employ one assistant and two horses, was read the second time and considered as in committee of the whole; and no amendment having been proposed, the President reported it the House.

On the question—" Shall this resolution be engrossed and read a third time?"

It was determined in the affirmative.

Mr. Morrow, from the committee appointed to inquire whether any, and if any, what legislative measures may be necessary for admitting the State of Indiana into the Union, or for extending the laws of the United States to that State, made report, which was read together with the following resolution :

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled.* That the State of Indiana, having formed

to themselves a constitution and state government conformable to the Constitution and laws of the United States, and to the principles of the articles of compact between the original States, and the people and States to be formed in the Territory North West of the river Ohio, passed on the 13th day of July, 1787, the said State shall be, and is hereby declared to be, one of the United States of America, and admitted into the Union on an equal footing with the original States in all respects whatever.

*Ordered*, That said resolution pass to the second reading.

A message from the House of Representatives by Mr. Dougherty, their clerk :

Mr. President, The House of Representatives concur in the resolution of the Senate, for the appointment of a joint committee on the arrangements for the Library, and have appointed a committee on their part.

They also concur in the resolution of the Senate for the appointment of a committee for Enrolled Bills, and have appointed a committee on their part. And he withdrew.

On motion,

The Senate adjourned to 11 o'clock to-morrow morning.

THURSDAY, DECEMBER 5th, 1816.

The honourable Dudley Chace, from the State of Vermont; the honourable William Hunter, from the State of Rhode-Island; the honourable Jonathan Roberts, from the State of Pennsylvania; and the honourable James Brown, from the State of Louisiana, severally took their seats in the Senate, all of whom arrived on the 4th instant.

The honourable Martin D. Hardin, appointed a Senator by the executive of the State of Kentucky, in place of the honourable William T. Barry, resigned, (who arrived on the 4th instant,) produced his credentials, which were read, and the oath prescribed by law was administered to him, and he took his seat in the Senate.

Mr. Wilson, from the committee, reported the resolution authorizing the sergeant-at-arms to employ one assistant and two horses, correctly engrossed, and it was read a third time, and passed as follows:

*Resolved*, That Mountjoy Bayly, door-keeper and sergeant-at-arms to the Senate, be, and he is hereby, authorized to employ one assistant and two horses, for the purpose of performing such services as are usually required by the door-keeper of the Senate, which expense shall be paid out of the contingent funds.

Mr. Roberts presented the petition of Robert Kid, of the city of Philadelphia, praying relief for

an alleged forfeiture under the non-importation laws, as stated in the petition, which was read.

On motion by Mr. Roberts,

*Resolved*, That it be referred to a select committee to consider and report thereon, by bill or otherwise.

*Ordered*, That Mr. Roberts, Mr. Brown, and Mr. Howell, be the committee.

On motion by Mr. Morrow,

*Ordered*, That the report of the committee appointed to inquire whether any, and if any, what, legislative measures may be necessary for admitting the State of Indiana into the Union, or for extending the laws of the United States to that State, be recommitted to the same committee, further to consider and report thereon.

Mr. Barbour submitted the following motion for consideration, which was twice read by unanimous consent.

*Resolved*, That it shall be one of the rules of the Senate that the following standing committees be appointed at each Session.

A Committee on Foreign Relations.

A Committee on Ways and Means.

A Committee on Commerce and Manufactures.

A Committee on Military Affairs.

A Committee on the Militia.

A Committee on Naval Affairs.

A Committee on Public Lands.

A Committee of Claims.

A Committee on the Judiciary.



**A Committee on the Post-Office, and Post-Roads.**

**A Committee on Pensions.**

The Senate resumed the consideration of the motion for the appointment of a committee to inquire into the expediency of requiring the establishment of a competent office of discount and deposit within the city of Washington.

On motion by Mr. Mason, of N. H.

*Ordered*, That the further consideration thereof be postponed until next Monday week.

On motion,

*Ordered*, That the further consideration of the motions for referring the Message of the President of the United States to select committees be postponed until to-morrow.

On motion,

The Senate adjourned to 11 o'clock to-morrow morning.

**FRIDAY, DECEMBER 6, 1816.**

The honourable William H. Wells, from the State of Delaware, took his seat in the Senate, who arrived on the 5th instant.

The Senate resumed, as in committee of the whole, the consideration of the motion for amending the rules of the Senate, so as to appoint at each session certain standing committees, and no amendment having been agreed to, the President reported it to the House.

On motion, by Mr. Mason of New-Hampshire.

*Ordered*, That the further consideration thereof be postponed until Monday next.

The following written Message was received from the President of the United States, by Mr. Todd, his Secretary :

To the Senate and House of Representatives

of the United States.

The 9th section of the act, passed at the last session of Congress, "to authorize the payment for property lost, captured, or destroyed by the enemy, while in the military service of the United States, and for other purposes," having received a construction giving to it a scope of great and uncertain extent, I thought it proper that proceedings relative to claims under that part of the act should be suspended, until Congress should have an opportunity of defining, more precisely, the cases contemplated by them. With that view, I now recommend the subject to their consideration. They will have an opportunity, at the same time, of considering how far other provisions of the act may be rendered more clear and precise in their import.

JAMES MADISON.

*December 6th, 1816.*

The message was read.

On motion by Mr. Sanford,

*Ordered*, That the consideration of the motions of the 4th inst. for referring the message of the

President of the United States to select committees, be further postponed until Monday next.

On motion by Mr. Tait,

It was agreed that when the Senate adjourn it be to Monday next.

Mr. Morrow, from the committee appointed to inquire whether any, and if any, what legislative measures may be necessary for admitting the State of Indiana into the Union, or for extending the laws of the United States to that State, to whom was recommitted their report on that subject, reported the resolution for admitting the State of Indiana into the Union, with amendments, which were read and considered as in committee of the whole; and having been agreed to, the President reported the resolution to the House amended accordingly.

On the question—"Shall this resolution be engrossed and read a third time?"

It was determined in the affirmative.

The said resolution having been reported by the committee correctly engrossed.

On motion by Mr. Morrow,

Was read a third time by unanimous consent, as follows:

Whereas, in pursuance of an Act of Congress, passed on the 19th day of April, 1816, entitled "An act to enable the people of the Indiana Territory to form a Constitution and State Government, and for the admission of that State into the Union," the people of the said Territory did, on

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the 29th day of June, in the present year, by a convention called for that purpose form for themselves a Constitution and State Government, which Constitution and State Government so formed is republican, and in conformity with the principles of the articles of compact between the original States and the people and States in the Territory north west of the river Ohio, passed on the 13th day of July, 1787 :

*Resolved, by the Senate and House and Representatives of the United States of America, in Congress assembled,* That the State of Indiana shall be one, and is hereby declared to be one, of the United States of America, and admitted into the Union on an equal footing with the original States in all respects whatever.

*Ordered,* That the Secretary request the concurrence of the House of Representatives in this resolution.

A message from the House of Representatives, by Mr. Dougherty, their Clerk :

Mr. President—The House of Representatives concur in the resolution of the Senate for the appointment of Chaplains, and have appointed the Reverend Burgess Allison, Chaplain on their part. And he withdrew.

On motion by Mr. Varnum,

The Senate proceeded to the appointment of a Chaplain on their part ; and on the ballots having been counted, it appeared that the Reverend John Glendy had a majority, and was elected.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

On motion,

The Senate adjourned to eleven o'clock on Monday morning.

MONDAY, DECEMBER 9, 1816.

The honourable Isham Talbot, from the State of Kentucky, arrived on the 6th inst. and the honourable George W. Campbell, from the State of Tennessee, arrived on the 7th, and severally attended this day.

The President communicated a report made in obedience to a resolution of the Senate of the 20th of April last, requiring the Secretaries of the Departments to report jointly to the Senate in the first week of the next session of Congress, a plan to ensure the annual settlement of the public accounts, and a more certain accountability of the public expenditure in their respective Departments; and

The report was read.

The Senate resumed the consideration of the motion for amending the rules of the Senate so as to appoint at each session certain standing committees: and

On motion by Mr. Barbour,

It having been amended,

On the question—"Shall this resolution be engrossed and read a third time?"

It was determined in the affirmative.

On motion by Mr. Sanford,

*Ordered*, That the consideration of the motions, of the 4th inst. for referring the Message of the President of the United States to select committees, be further postponed until to-morrow.

The Senate resumed the consideration of the motion of the 2d inst. relative to the repeal of the compensation law.

On motion by Mr. Tait,

To amend the same by striking out from the word "That," in the 1st line, the remainder of the resolution, and inserting in lieu thereof, "a committee be appointed to inquire into the expediency of repealing or modifying the law passed the last session of Congress, entitled "An act to change the mode of compensation to the members of the Senate and House of Representatives, and the Delegates from Territories," with leave to report by bill or otherwise.

It was determined in the affirmative, yeas 24, nays 5.

On motion by Mr. Varnum,

The yeas and nays being desired by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Ashmun,  
Barbour,  
Brown,  
Campbell,  
Chace,

Messrs. Condit,  
Daggett,  
Fromentin,  
Gaillard,  
Hardin,

Messrs. Horsey,	Messrs. Roberts,
Howell,	Talbot,
Hunter,	Tait,
Lacock,	Thompson,
Mason, of N. H.	Tichenor,
Mason, of Va.	Wells,
Morrow,	Williams.

Those who voted in the negative, are

Messrs. Macon,	Messrs. Varnum,
Ruggles,	Wilson.
Sanford,	

The resolution having been agreed to as amended,

*Ordered*, That Mr. Daggett, Mr. Fromentin, and Mr. Ruggles be the committee.

On motion by Mr. Varnum,

That the Message from the President of the United States, of the 6th instant, relative to the act "to authorize the payment for property lost, captured, or destroyed by the enemy, while in the military service of the United States, and for other purposes," be referred to a select committee to consider and report thereon.

On motion by Mr. Lacock,

*Ordered*, That the further consideration thereof be postponed until Wednesday next.

Mr. Barbour gave notice that to-morrow he should ask leave to bring in a resolution proposing an amendment to the Constitution of the United

States, relative to the compensation for the services of the senators and representatives.

On motion,

The Senate adjourned to eleven o'clock to-morrow morning.

**TUESDAY, DECEMBER 10th, 1816.**

On motion by Mr. Daggett,

*Ordered*, That Robert Sewall have leave to withdraw his memorial and papers.

Mr. Williams called up the petition of Alfred M. Carter, of Tennessee, on behalf of himself and the other heirs of his deceased father, Landon Carter, praying payment for an unliquidated loan-office certificate for five hundred dollars, as stated in the petition, which was read.

The resolution for the appointment of standing committees having been reported by the committee correctly engrossed, was read a third time, and passed as follows:

*Resolved*, That it shall be one of the rules of the Senate that the following standing committees be appointed at each Session.

A Committee on Foreign Relations.

A Committee on Finance.

A Committee on Commerce and Manufactures.

A Committee on Military Affairs.

A Committee on the Militia.

A Committee on Naval Affairs.

A Committee on Public Lands.



A Committee of Claims.

A Committee on the Judiciary.

A Committee on the Post-Office and Post-Roads, and

A Committee on Pensions.

Agreeably to notice, Mr. Barbour asked and obtained leave to bring in the following resolution, which was read,

*Resolved, by the Senate and House of Representatives of the United States of America, in Congress assembled, two thirds of both Houses concurring, That the following amendment to the Constitution of the United States be proposed to the legislatures of the several States, which, when ratified by the legislatures of three fourths of the States, shall be valid, to all intents and purposes, as a part of the said Constitution: No law varying the compensation for the services of the Senators and Representatives shall take effect until an election of Representatives shall have intervened.*

*Ordered, That it pass to the second reading.*

A message from the House of Representatives by Mr. Dougherty, their Clerk:

Mr. President—The House of Representatives concur in the resolutions for admitting the State of Indiana into the Union. And he withdrew.

Mr. Ruggles reported from the committee that they had examined, and found duly enrolled, the resolution for admitting the State of Indiana into the Union.

After the consideration of Executive business,

the Senate adjourned to eleven o'clock to-morrow morning.

WEDNESDAY, DECEMBER 11th, 1816.

Mr. Varnum communicated the instructions of the Legislature of the commonwealth of Massachusetts to their Senators in Congress, to use their influence to effect the repeal of the act passed the nineteenth day of March last, changing the mode, and increasing the compensation of members of Congress; which were read.

On motion by Mr. Daggett,

*Ordered*, That John A. Thomas have leave to withdraw his petition and papers.

Mr. Varnum withdrew his motion for referring to a select committee the Message of the President of the United States of the 6th instant, relative to the act to authorize the payment for property lost, captured, or destroyed by the enemy, while in the military service of the United States, and for other purposes.

The resolution to amend the Constitution of the United States, relative to the compensation of members of Congress, was read a second time.

On motion by Mr. Roberts,

*Resolved*, That it be referred to a select committee, to consist of five members, to consider and report thereon.

*Ordered*, That Mr. Barbour, Mr. Roberts, Mr. Daggett, Mr. Mason, of N. H. and Mr. Brown, be the committee.

A message from the House of Representatives, by Mr. Dougherty, their Clerk :

Mr. President—The Speaker of the House of Representatives, having signed an enrolled resolution, I am directed to bring it to the Senate for the signature of their President. And he withdrew.

The President signed the enrolled resolution, last reported to have been examined ; and it was delivered to the committee to be laid before the President of the United States.

After the consideration of executive business, the Senate adjourned to 11 o'clock to-morrow morning.

THURSDAY, DECEMBER 12th, 1816.

The honourable Robert H. Goldsborough, from the State of Maryland, arrived on the 11th, and attended this day.

The honourable George M. Troup, (who arrived on the 11th instant,) appointed a Senator by the legislature of the State of Georgia, to fill the vacancy occasioned by the resignation of the honourable William W. Bibb, produced his credentials, which were read ; and the oath prescribed by law was administered to him, and he took his seat in the Senate.

The credentials of the honourable George M. Troup, appointed a Senator by the legislature of the State of Georgia, for the term of six years,

commencing on the 4th day of March next, were also read.

*Ordered*, That they lie on file.

A message from the President of the United States, by Mr. Todd, his secretary :

Mr. President—The President of the United States, on the 11th instant, approved and signed a resolution for admitting the State of Indiana into the Union.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The oath prescribed by law was administered to the honourable James Noble, and the honourable Waller Taylor, respectively, appointed Senators by the legislature of the State of Indiana ; their credentials having been read and filed on the 2d instant, and they took their seats in the Senate.

On motion by Mr. Morrow,

*Resolved*, That the Senate proceed to ascertain the classes in which the Senators of the State of Indiana shall be inserted, in conformity to the resolution of the 14th of May, 1789, and as the Constitution requires.

On motion by Mr. Morrow,

*Ordered*, That the Secretary put into the ballot box three papers, of equal size, numbered 1, 2, and 3 ; each of the said Senators shall draw out one paper. No. 1, if drawn, shall entitle the member to be placed in the class of Senators whose terms of service will expire on the 3d of March, 1817 ; No. 2, in the class whose terms will expire on the

3d of March, 1819; and No. 3. in the class whose terms will expire on the 3d of March, 1821.

**Whereupon,**

The numbers above mentioned were, by the Secretary, rolled up and put into the box; when Mr. Noble drew No. 3, and is accordingly of the class of Senators whose terms of service will expire on the 3d of March, 1821; and Mr. Taylor drew No. 2, and is accordingly of the class whose terms of service will expire on the 3d of March, 1819.

**On motion,**

The Senate adjourned to 11 o'clock to-morrow morning.

**FRIDAY, December 13th, 1816.**

A message from the House of Representatives, by Mr. Dougherty, their Clerk.

Mr. President—The House of Representatives, have passed a bill entitled, “An act for the relief of Nathaniel Williams,” in which they request the concurrence of the Senate. And he withdrew.

The bill last mentioned was read.

*Ordered*, That it pass to the second reading.

**On motion of Mr. Barbour,**

The Senate proceeded to the appointment of the following standing committees, agreeably to the resolution of the 10th instant. And,

*Ordered*, That Mr. Barbour, Mr. Macon, Mr.

King, Mr. Dana, and Mr. Lacock, be the committee on Foreign Relations.

*Ordered*, That Mr. Campbell, Mr. Mason, of N. H. Mr. Thompson, Mr. King, and Mr. Troup, be the committee on Finance.

*Ordered*, That Mr. Hunter, Mr. Sanford, Mr. Roberts, Mr. Campbell, and Mr. Mason, of N. H. be the committee on Commerce and Manufactures.

*Ordered*, That Mr. Williams, Mr. Mason, of Va. Mr. Troup, Mr. Condit, and Mr. Hardin, be the committee on Military Affairs.

*Ordered*, That Mr. Varnum, Mr. Tichenor, Mr. Lacock, Mr. Mason, of Va. and Mr. Williams, be the committee on the Militia.

*Ordered*, That Mr. Tait, Mr. Howell, Mr. Sanford, Mr. Fromentin, and Mr. Daggett, be the committee on Naval Affairs.

*Ordered*, That Mr. Morrow, Mr. Brown, Mr. Taylor, Mr. Noble, and Mr. Goldsborough, be the committee on Public Lands.

*Ordered*, That Mr. Roberts, Mr. Wilson, Mr. Goldsborough, Mr. Tichenor, and Mr. Mason, of Va. be the committee of Claims.

*Ordered*, That Mr. Chace, Mr. Talbot, Mr. Daggett, Mr. Hunter, and Mr. Tait, be the committee on the Judiciary.

*Ordered*, That Mr. Wilson, Mr. Ashmun, Mr. Thompson, Mr. Talbot, and Mr. Chace, be the committee on the Post-Office and Post-Roads:  
And,

*Ordered*, That Mr. Howell, Mr. Varnum, Mr.

Condit, Mr. Wells, and Mr. Roberts, be the committee on Pensions.

On motion by Mr. Brown,

It was agreed, that when the Senate adjourn, it be to Monday next.

The Senate resumed the consideration of the motions of the 4th instant, for referring the message of the President, of the United States, to select committees, which having been amended, were agreed to as follows:

*Resolved*, That so much of the message of the President of the United States, as relates to foreign affairs, be referred to the committee on Foreign Relations, with leave to report by bill or otherwise.

*Resolved*, That so much of the message of the President of the United States, as relates to manufactures, and to navigation and commerce, be referred to the committee on Commerce and Manufactures, with leave to report by bill or otherwise.

*Resolved*, That so much of the message of the President of the United States, as relates to the militia, be referred to the committee on the Militia, with leave to report by bill or otherwise.

*Resolved*, That so much of the message of the President of the United States, as relates to weights and measures, be referred to a select committee, with leave to report by bill or otherwise.

*Ordered*, That Mr. Dana, Mr. Hardin, Mr.

Morrow, Mr. King, and Mr. Ruggles, be the committee.

*Resolved*, That so much of the message of the President of the United States, as relates to a National University, be referred to a select committee, with leave to report by bill or otherwise.

*Ordered*, That Mr. Brown, Mr. Daggett, Mr. Mason, of N. H. Mr. Condit, and Mr. Goldsborough, be the committee.

*Resolved*, That so much of the message of the President of the United States, as relates to roads and canals, be referred to a select committee, with leave to report by bill or otherwise.

*Ordered*, That Mr. Horsey, Mr. Morrow, Mr. Lacock, Mr. Ashmun, and Mr. Fromentin, be the committee.

*Resolved*, That so much of the message of the President of the United States, as relates, to the slave trade, be referred to a select committee, with leave to report by bill or otherwise.

*Ordered*, That Mr. Horsey, Mr. Ruggles, Mr. Tait, Mr. Hardin, and Mr. Daggett, be the committee.

*Resolved*, That so much of the message of the President of the United States, as relates to crimes and offences, and to the Judiciary establishment be referred to the committee on the Judiciary, with leave to report by bill or otherwise.

*Resolved*, That so much of the message of the President of the United States, as relates to an additional executive department, and to the office of



attorney general, be referred to a select committee, with leave to report by bill or otherwise.

*Ordered*, That Mr. Sanford, Mr. Macon, Mr. Williams, Mr. Daggett, and Mr. Mason, of N. H. be the committee.

*Resolved*, That so much of the message of the President of the United States, as relates to the finances, and a national currency, be referred to the committee on Finance, with leave to report by bill or otherwise.

After the consideration of executive business, the Senate adjourned to 11 o'clock on Monday morning.

#### MONDAY, DECEMBER 16th, 1816.

The honourable Montfort Stokes, who arrived on the 13th instant, appointed a Senator by the legislature of the State of North-Carolina, to fill the vacancy occasioned by the resignation of the honourable James Turner, produced his credentials, which were read; and the oath prescribed by law was administered to him, and he took his seat in the Senate.

The credentials of the honourable Montfort Stokes, appointed a Senator by the legislature of North-Carolina, for the term of six years, commencing on the 4th day of March, next, were also read.

*Ordered*, That they lie on file.

Mr. Troup, presented the petition of William

Little, a citizen of New-York, praying a law may be passed granting him a patent for an improved mode of preparing and refining sugar, as stated in the petition, which was read.

On motion by Mr. Troup,

*Ordered*, That it be referred to the committee on Commerce and Manufactures, with leave to report by bill or otherwise.

Mr. Daggett, presented the petition of Thomas Law, and others, inhabitants of the city of Washington, praying the division and sale of certain open squares in said city, as stated in the petition ; which was read.

On motion, by Mr. Daggett,

*Resolved*, That it be referred to a select committee, to consider and report thereon, by bill or otherwise.

*Ordered*, That Mr. Daggett, Mr. Goldsborough, and Mr. Mason, of Virginia, be the committee.

On motion by Mr. Williams,

*Ordered*, That the petition of Alfred M. Carter be referred to the committee of Claims, to consider and report thereon, by bill or otherwise.

Mr. Varnum, called up the petition of Sarah Jarvis and others, praying payment of the balance which may be found due to Leonard Jarvis, deceased, for services during the revolutionary war : which was read.

On motion by Mr. Varnum,

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon, by bill or otherwise.

Mr. Mason, of Virginia, submitted the following motion for consideration, which was read.

*Resolved*, That it shall be one of the rules of the Senate, that there be appointed, at each session, a standing committee for the District of Columbia.

*Ordered*, That it pass to the second reading.

Mr. Lacock, submitted the following motion for consideration :

*Resolved*, That the committee on the Judiciary be instructed to inquire into the expediency of dividing the State of Pennsylvania into two judicial districts, and establishing a district and circuit court of the United States at the city of Pittsburg, in the county of Alleghany.

Mr. Williams, submitted the following motion for consideration :

*Resolved*, That a committee be appointed to inquire into the expediency of amending the law regulating the intercourse with the Indian tribes, and that the committee have leave to report by bill or otherwise.

Mr. Chase, presented the petition of the President and Directors of the Bank of the Metropolis, praying an act of incorporation, for reasons stated in the petition ; which was read.

On motion by Mr. Chase,

*Ordered*, That it be referred to the committee on Finance, to consider and report thereon, by bill or otherwise.

The Senate resumed the consideration of the

motion of the 11th instant, which, having been modified, was agreed to as follows :

*Resolved*, That the committee on Finance be instructed to inquire into the expediency of requiring the Directors of the Bank of the United States to establish a competent Office of Discount and Deposit within the City of Washington, in the District of Columbia; and that they have leave to report by bill or otherwise.

The bill, entitled, " An act for the relief of Nathaniel Williams," was read the second time.

On motion by Mr. Macon,

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon.

On motion by Mr. Wilson,

The Senate proceeded to the appointment of a Chaplain, on their part, in the place of the Reverend John Glendy, who declines the appointment : and on the ballots having been counted, it appeared that the Reverend Sereno E. Dwight had a majority, and was elected.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

After the consideration of Executive business, the Senate adjourned to 11 o'clock to-morrow morning.

TUESDAY, DECEMBER 17, 1816.

Mr. Daggett presented the memorial of the President and Directors of the Patriotic Bank of

Washington, praying a charter of incorporation, for reasons stated in the memorial; which was read:

On motion by Mr. Daggett,

*Ordered*, That it be referred to the committee on Finance, to consider and report thereon, by bill or otherwise.

Mr. Roberts, from the committee of Claims, to whom was referred the bill, entitled, "An act or the relief of Nathaniel Williams," reported it without amendment, and the bill was considered as in committee of the whole; and

*Ordered*, That it pass to a third reading.

The resolution for the appointment of a standing committee for the District of Columbia, was read the second time, and considered as in committee of the whole; and,

On the question—"Shall this resolution be engrossed and read a third time?"

It was determined in the affirmative.

The Senate resumed the consideration of the motion of the 16th instant, which, having been modified, was agreed to as follows:

*Resolved*, That the committee on the Judiciary be instructed to inquire into the expediency of amending the law regulating the intercourse with the Indian tribes, and that the committee have leave to report by bill or otherwise.

The Senate resumed the consideration of the motion of the 16th instant, for instructing the committee on the Judiciary to inquire into the expediency of dividing the State of Pennsylvania into

two judicial districts, and establishing a district and circuit court of the United States at the city of Pittsburgh, in the county of Alleghany, and agreed thereto.

On motion by Mr. Sanford,

*Ordered*, That the joint report from the Secretaries of the different Departments respecting the annual settlement of the public accounts, be referred to the committee to whom was referred so much of the Message of the President of the United States as relates to an additional Executive Department, and to the office of attorney-general, to consider and report thereon, by bill or otherwise.

On request,

Mr. Tait, was excused from serving on the committee on the Judiciary; and,

On motion,

*Ordered*, That a member be added thereto in his place: and

Mr. Taylor was elected.

On motion by Mr. Morrow;

*Ordered*, That the committee appointed to inquire whether any, and if any, what legislative measures may be necessary for admitting the State of Indiana into the Union, or for extending the laws of the United States to that State, be discharged from the further consideration thereof. And

On his motion,

*Resolved*, That the committee on the Judiciary be instructed to inquire and report the provisions necessary to give effect to the laws of the United

States within the State of Indiana, and that they have leave to report by bill or otherwise.

After the consideration of executive business, the Senate adjourned to 11 o'clock to-morrow morning.

WEDNESDAY, DECEMBER 18th, 1816.

Mr. Brown presented the petition of the heirs and executors of Ignace Delino, late of the State of Louisiana, praying compensation for certain property destroyed by order of General Jackson, during the invasion of that State by the British, as is stated in the petition which was read.

On motion by Mr. Brown,

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon, by bill or otherwise.

Mr. Mason, of Va. presented the petition of the President, Directors, and Company of the Central Bank of Georgetown and Washington, praying a charter of incorporation, for reasons stated in the petition, which was read.

On motion by Mr. Mason, of Virginia,

*Ordered*, That it be referred to the committee on Finance, to consider and report thereon by bill or otherwise.

Mr. Ruggles presented the petition of Thomas Riddle, praying compensation for the loss of clothing while a volunteer in the service of the United States, as stated in the petition; which was read.

On motion by Mr. Ruggles,

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon by bill or otherwise.

Mr. Ruggles presented the petition of Edward Van Horn, of Harrison county, in the State of Ohio, praying remuneration for losses and injuries sustained while in the militia service of the United States, as is stated in the petition; which was read.

On motion by Mr. Ruggles,

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon by bill or otherwise.

Mr. Ruggles also presented the petition of certain citizens of Harrisville, in the State of Ohio, praying the establishment of a mail route, upon a plan suggested in the petition.

On motion by Mr. Ruggles,

*Ordered*, That it be referred to the committee on Post-Offices and Post-Roads, to consider and report thereon by bill or otherwise.

Mr. Morrow presented the petition of William Edwards, of Warren county, in the State of Ohio, praying indemnification for certain services, as a surveyor, as stated in the petition; which was read.

On motion by Mr. Morrow,

*Ordered*, That it be referred to the committee of Claims; to consider and report thereon, by bill or otherwise.

Mr. Goldsborough presented the memorial of the representatives of the yearly meeting of the religious society of Friends, held in Baltimore



praying some further provision by law for suppressing the progress of a traffick in negroes and people of colour, from the middle to the southern states, as represented in the memorial ; which was read.

On motion by Mr. Goldsborough,

*Ordered*, That it be referred to the committee to whom was referred so much of the Message of the President of the United States as relates to the slave trade, with leave to report by bill or otherwise.

Mr. Morrow, submitted the following motion for consideration :

*Resolved*, That the committee on the Public Lands, be directed to inquire into the expediency of authorizing the reprinting of the collection of land laws, made under the authority of the United States, with the addition of the laws passed on that subject, since the said collection was made, digested and arranged in convenient order ; and that they report by bill or otherwise.

Mr. Sanford submitted the following motion for consideration :

*Resolved*, That the Secretary of the Treasury lay before the Senate, a statement of all the moneys which have been collected, by virtue of the laws for the relief of sick and disabled seamen ; a statement of the expenditure and application of those moneys, comprehending the objects of expenditure, and a general view of the administration of the fund for the relief of sick and disabled

scamen; and also, such information as he may possess, tending to show how far the moneys collected under the laws now in force, are sufficient or insufficient for the relief of sick and disabled seamen of the United States.

The resolution for the appointment of a standing committee for the District of Columbia, having been reported by the committee, correctly engrossed, was read a third time and passed.

*Ordered*, That Mr. Mason, of Virginia, Mr. Goldsborough, Mr. Macon, Mr. Daggett, and Mr. Stokes be the committee.

The bill entitled, "An act for the relief of Nathaniel Williams," was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

On motion,

The Senate adjourned to eleven o'clock to-morrow morning.

THURSDAY, DECEMBER 19th, 1816.

The honourable Samuel W. Dana, from the State of Connecticut, arrived on the 18th, and attended this day.

The President communicated the report of the Secretary for the Department of War, showing the application of moneys which have been transferred, by order of the President of the United States, from several of the appropriations to other ap-

appropriations, for the support of the military establishment, since the last session of Congress ; and the report was read.

Mr. Lacock presented the petition of Sarah Dewees, of the State of Pennsylvania, in behalf of herself and others, praying remuneration for the loss of property destroyed by a detachment of the British army, on the 17th and 18th of September, 1777, belonging to William Dewees, her late husband, and for other injuries sustained by him, as stated in the petition ; which was read.

On motion by Mr. Lacock,

*Ordered*, That it be referred to the committee of Claims ; to consider and report thereon by bill or otherwise.

On motion by Mr. Varnum,

*Ordered*, That Francis Le Barron have leave to withdraw his petition and papers.

On motion by Mr. Barbour,

*Ordered*, That Alexander Smyth have leave to withdraw his letter, communicated 21st February, 1814, together with the accompanying documents.

The Senate resumed the consideration of the motion of the 18th instant, directing the Secretary of the Treasury to communicate information respecting the fund for the relief of sick and disabled seamen ; and agreed thereto.

The Senate resumed the consideration of the motion of the 18th instant, instructing the committee on the Public Lands to inquire into the ex-

pediency of re-printing the land laws; and agreed thereto.

After the consideration of executive business the Senate adjourned to eleven o'clock to-morrow morning.

**FRIDAY, DECEMBER 20, 1816.**

A message from the House of Representatives, by Mr. Dougherty, their clerk—

Mr. President, The House of Representatives have passed a bill entitled "An act for the relief of Luther Bingham." Also a bill entitled "An act supplementary to 'An act to regulate the duties on imports and tonnage.'" In which bills they request the concurrence of the Senate. And he withdrew.

The two bills last mentioned were read.

*Ordered*, That they severally pass to the second reading.

On motion by Mr. Lacock,

It was agreed that when the Senate adjourn it be to Monday next.

Mr. Morrow, submitted the following motion for consideration:

*Resolved*, That the committee on the Public Lands be directed to inquire into the expediency of providing, by law, for the reservation from sale of such portions of the public lands producing the live-oak and red-cedar timbers, as may be necessary to afford a sufficient supply of those timbers

for public naval architecture, and, also, the measures proper for preventing waste and damage on the same; and that they report by bill or otherwise.

Mr. Varnum called up the petition of Joseph Marquand, collector of the revenue at Newburyport, praying an increase of compensation for his services, as stated in the petition; which was read.

On motion by Mr. Varnum,

*Ordered*, That it be referred to the committee on Commerce and Manufactures, to consider and report thereon by bill or otherwise.

On motion,

The Senate adjourned to eleven o'clock on Monday morning.

### MONDAY, DECEMBER 23, 1816.

The President communicated the report of the Secretary of the Treasury, prepared in obedience to the act supplementary to an act, entitled "an Act to establish the Treasury Department;" and the report was read.

On motion by Mr. Campbell,

*Ordered*, That it be referred to the committee on Finance, to consider and report thereon.

Mr. Varnum presented the petition of Richard Callahan, praying an increase of his pension for reasons stated in his petition; which was read.

On motion by Mr. Varnum,

*Ordered*, That it be referred to the committee on

**Pensions ; to consider and report thereon by bill or otherwise.**

**Mr. Campbell submitted the following motion for consideration :**

***Resolved,* That the committee on Public Lands be instructed to inquire into the expediency of providing by law for authorizing those who hold titles, derived from the State of North-Carolina, to lands in that part of the State of Tennessee to which the Indian claim has not yet been extinguished, to have the boundaries of their said claims ascertained and re-marked, or otherwise identified ; in order that the evidence to support the same may be perpetuated.**

**Mr. Brown presented the petition of Anthony Cavalier and Peter Petit, of the State of Louisiana, praying the confirmation of their title to a certain tract of land in said State, as stated in the petition ; which was read.**

**On motion by Mr. Brown,**

***Ordered,* That it be referred to the committee on Public Lands ; to consider and report thereon by bill or otherwise.**

**The bill, entitled " An act for the relief of Luther Bingham," was read the second time.**

**On motion by Mr. Varnum,**

***Ordered,* That it be referred to the committee of Claims ; to consider and report thereon.**

**The bill, entitled " An act to regulate the duties on imports and tonnage," was read the second time.**

On motion by Mr. Wilson,

*Ordered*, That it be referred to the committee on Commerce and Manufactures, to consider and report thereon.

Mr. Roberts from the committee of Claims, to whom was referred the petition of Alfred M. Carter, reported a bill for the relief of the heirs of Landon Carter; and the bill was read.

*Ordered*, That it pass to the second reading.

The Senate resumed the consideration of the motion of the 20th instant, for instructing the committee on the Public Lands to inquire into the expediency of providing, by law, for the reservation from sale, lands producing live-oak and red cedar timbers; and agreed thereto.

Mr. Goldsborough from the committee of Claims, to whom was referred the petition of Thomas Riddle, made a report, together with the following resolution:

*Resolved*, That the petitioner have leave to withdraw his petition.

The report and resolution were read.

Mr. Ruggles reported from the committee that they had examined and found duly enrolled, the bill, entitled "An act for the relief of Nathaniel Williams."

After the consideration of executive business, the Senate adjourned to eleven o'clock to-morrow morning.

TUESDAY, DECEMBER 24th, 1816.

The credentials of the honourable Martin D. Hardin, appointed a Senator by the legislature of the State of Kentucky, to fill the vacancy occasioned by the resignation of the honourable William T. Barry, were read; and the oath prescribed by law was administered to him.

Mr. Goldsborough presented the petition of John Tyler and Trueman Tyler, executors of Thomas Turner, late accountant of the navy, praying compensation for extra services rendered in relation to the navy pension fund, as stated in the petition; which was read.

On motion by Mr. Goldsborough,

*Ordered*, That it be referred to the committee on Naval Affairs: to consider and report thereon by bill or otherwise.

Mr. Ruggles presented the memorial of Samuel Sprigg, praying a patent may issue to him for a tract of land in the State of Ohio, for reasons stated in the memorial; which was read.

On motion by Mr. Ruggles,

*Ordered*, That it be referred to the committee on the Public Lands; to consider and report thereon by bill or otherwise.

On motion by Mr. Roberts,

*Ordered*, that the committee of Claims, to whom was referred the bill, entitled "an act for the re-



lief of Luther Bingham," be discharged from the further consideration thereof. And

*Ordered*, That the petition of Luther Bingham, together with the accompanying documents, be referred to the Secretary of the Treasury; to consider and report thereon to the Senate.

Mr. Ruggles submitted the following motion for consideration :

*Resolved*, That the committee on Public Lands, be instructed to inquire into the expediency of increasing the salaries of the Register of the Land Office, and the Receiver of Public Moneys, in the district of Marietta, in the State of Ohio.

The Senate resumed the consideration of the motion of the 23d instant, for perpetuating certain land marks; which, having been amended, was agreed to as follows :

*Resolved*, That the committee on Public Lands be instructed to inquire into the expediency of providing by law for authorizing those who hold titles, derived from the State of North-Carolina, Virginia, or Kentucky, to lands in that part of the State of Tennessee or Kentucky to which the Indian claim has not yet been extinguished, to have the boundaries, or other land marks, of their claims ascertained and re-marked, or otherwise identified; in order that the evidence to support the same may be perpetuated.

The Senate resumed the consideration of the report of the committee of Claims, on the petition of Thomas Riddle : and

On motion of Mr. Roberts,

*Ordered*, That the further consideration thereof be postponed until the first Monday in January next.

The bill for the relief of the heirs of Landon Carter, was read the second time, and considered as in committee of the whole; and

On the question, "Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

On motion by Mr. Tait,

It was agreed that when the Senate adjourn it be to Thursday next.

Mr. Noble submitted the following motion for consideration:

*Resolved*, That the committee on the Post-Offices and Post-Roads be instructed to inquire into the expediency of establishing a post-route from the town of Hamilton, in the State of Ohio, by Brookville, in Franklin county, State of Indiana; from thence up the west fork of White water, by Connersville; from thence to Waterloo; from thence to Salisbury by the way of Centerville, in the county of Wayne; from thence to Dunlap's Mill on the east fork of White water; from thence to the town of Fairfield, by the way of the town of Bath; from thence to the aforesaid town of Brookville.

Mr. Goldsborough presented the petition of William G. Ridgely, of Georgetown, in the District of Columbia, praying that certain bonds given for an alleged violation of the non-importation law.

may be cancelled and restored to him; and the petition was read.

On motion by Mr. Goldsborough,

*Ordered*, That it be referred to the committee on Commerce and Manufactures; to consider and report thereon by bill or otherwise.

On motion,

The Senate adjourned to eleven o'clock on Thursday morning.

#### THURSDAY, DECEMBER 26th, 1816.

Mr. Wilson, submitted the following motion for consideration:

*Resolved*, That the President of the United States be requested to communicate to the Senate such information as he may possess concerning the progress made in surveying the several tracts of *military bounty lands*, and the probable time at which said survey will be completed.

Mr. Tait submitted the following motion for consideration:

*Resolved*, That the committee on Public Lands be instructed to inquire into the expediency of authorizing, by law, the exchange of territory with any of the Indian tribes; and that the said committee have leave to report by bill or otherwise.

The Senate resumed the motion of the 21th instant for instructing the committee on Public Lands to inquire into the expediency of increasing the salaries of the Register, and Receiver of Pub-

lic Moneys in the district of Marietta; and agreed thereto.

The Senate resumed the consideration of the motion of the 21th instant, for instructing the committee on the Post-Offices and Post-Roads to inquire into the expediency of establishing a certain post-route; and agreed thereto.

The bill for the relief of the heirs of Landon Carter having been reported by the committee, correctly engrossed, was read a third time.

*Resolved*, That this bill pass, and that the title thereof be, "An act for the relief of the heirs of Landon Carter."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

On motion,

The Senate adjourned to eleven o'clock to-morrow morning.

### FRIDAY, DECEMBER 27th, 1816.

The following written Message was received from the President of the United States, by Mr. Todd his Secretary:

*To the Senate and House of Representatives of the United States.*

It is found that the existing laws have not the efficacy necessary to prevent violations of the obligations of the United States, as a nation at peace, towards belligerent parties, and other unlawful

acts on the high seas, by armed vessels equipped within the waters of the United States.

With a view to maintain more effectually the respect due to the laws, to the character, and to the neutral and pacific relations of the United States, I recommend to the consideration of Congress, the expediency of such further legislative provisions as may be requisite for detaining vessels actually equipped, or in a course of equipment, with a warlike force, within the jurisdiction of the United States; or, as the case may be, for obtaining from the owners or commanders of such vessels, adequate securities against the abuse of their armaments, with the exceptions, in such provisions, proper for the cases of merchant vessels furnished with the defensive armaments usual on distant and dangerous expeditions; and of a private commerce in military stores permitted by our law, and which the law of nations does not require the United States to prohibit.

JAMES MADISON.

*December 26th, 1816.*

The Message was read.

On motion by Mr. Roberts,

*Ordered*, That it be referred to the committee on Foreign Relations; to consider and report thereon by bill or otherwise.

Mr. Roberts presented the petition of James Humes, collector of internal revenue for the sixth collection district of Pennsylvania, praying to be

allowed, in the settlement of his public account, for the fourth quarter of the year 1814, the sum of 1,142 dollars and 53 cents; being a commission charged in said account, but not allowed at the Treasury, because the receipts upon which it accrued were not deposited in bank, to the credit of the United States, until the third of January, 1815, for reasons stated in the petition; which was read.

On motion by Mr. Roberts,

*Ordered*, That it be referred to the committee on Finance; to consider and report thereon by bill or otherwise.

A message from the House of Representatives, by Mr. Dougherty their Clerk:

Mr. President—The Speaker of the House of Representatives having signed an enrolled bill, I am directed to bring it to the Senate for the signature of their President.

The House of Representatives have passed a bill, entitled "An act directing the discharge of John Ricaud from imprisonment;" and a bill entitled, "An act directing the discharge of Nathaniel Taft from imprisonment;" in which bills they request the concurrence of the Senate. And he withdrew.

The President signed the enrolled bill last reported to have been examined; and it was delivered to the committee, to be laid before the President of the United States.

The two bills last brought up for concurrence were severally read.

*Ordered*, That they severally pass to the second reading.

The Senate proceeded to consider the motion yesterday submitted by Mr. Wilson, and agreed thereto, amended as follows:

*Resolved*, That the President of the United States be requested to communicate to the Senate such information as he may possess concerning the progress made in surveying the several tracts of *military bounty lands*, appropriated for the late army of the United States, and the probable time at which such survey will be completed.

The Senate proceeded to consider the motion of yesterday, to instruct the committee on Public Lands to inquire into the expediency of authorizing the exchange of territory with any of the Indian tribes; and agreed thereto.

Mr. Troup, submitted the following motion for consideration:

*Resolved*, That the committee of Claims be instructed to inquire into the expediency of authorizing, by law, the payment to the State of Georgia of certain claims for the services of militia, called out under the authority of the United States, during the years 1792 and 1793, for the defence of the said State against Indian invasion.

Mr. Dana, submitted the following motion for consideration:

*Resolved*, That the committee of Foreign Relations be instructed to consider the propriety of making provision, by law, for declaring the extent

of the maritime precincts of the United States, and for the safeguard of friendly vessels which may be within the same.

On motion by Mr. Roberts,

It was agreed that when the Senate adjourn, it be to Monday next.

After the consideration of executive business, the Senate adjourned to eleven o'clock on Monday morning.

### MONDAY, DECEMBER 30th, 1816.

The honourable Rufus King, from the State of New-York, arrived on the 27th instant, and attended this day.

The President communicated the memorial of the Legislative Council and House of Representatives of the Mississippi Territory, praying that the said Territory may be admitted as a State into the Union, on an equal footing with the original States, for the reasons stated in the memorial; which was read.

He also communicated a report of the Secretary of the Treasury, on the petition of Luther Bingham; and the report and documents were read.

He also communicated a report of the Acting Secretary for the Department of War, comprehending a statement of the expenditure and application of such sums of money as have been drawn from the Treasury by the Secretary of War, from the 1st of October, 1815, to the 30th of September



1816, inclusive, conformably to the act "further to amend the several acts for the establishment and regulation of the Treasury, War, and Navy Departments," passed the 3d of March, 1809; and the report was read.

The Senate proceeded to consider the motion of the 27th instant, instructing the committee of Claims to inquire into the expediency of authorizing the payment to the State of Georgia for militia services in 1792 and 1793; and agreed thereto.

The bill, entitled "An act directing the discharge of Nathaniel Taft from imprisonment," was read the second time.

On motion by Mr. Macon,

*Ordered*, That it be referred to the committee of Claims; to consider and report thereon.

The bill, entitled "An act directing the discharge of John Ricaud from imprisonment" was read the second time.

On motion by Mr. Morrow,

*Ordered*, That it be referred to the committee of Claims; to consider and report thereon.

Mr. Tait submitted the following motion for consideration:

*Resolved*, That the Senate will, on Thursday next, proceed to the appointment of an assistant doorkeeper.

On motion,

The Senate adjourned to eleven o'clock to-morrow morning.

**TUESDAY, DECEMBER 31, 1816.**

Mr. Daggett presented the petition of Amasa Porter and others, grocers in the city of New-Haven and its vicinity, praying the repeal of the bill entitled "An act laying duties on lincenses to retailers of wines, spirituous liquors, and foreign merchandise," for reasons stated in the petition; which was read.

On motion of Mr. Daggett,

*Ordered*, That it be referred to the committee on finance, to consider and report thereon by bill or otherwise.

Mr. Daggett also presented the petition of Joel Cook of New-Haven, in the State of Connecticut, who was a captain in the fourth regiment of United States infantry in the late war with Great Britain, praying a pension, for reasons stated in the petition; which was read.

On motion by Mr. Daggett,

*Ordered*, That it be referred to the committee on Pensions, to consider and report thereon by bill or otherwise.

Mr. Roberts, from the committee to whom was referred the petition of Robert Kid, made a report, together with the following resolution:

*Resolved*, That the prayer of the petition ought not to be granted.

The report and resolution were read,

Mr. Noble submitted the following motion for consideration :

*Resolved*, That the committee on Public Lands be instructed to inquire into the expediency of providing, by law, for the division of a certain proportion of the quarter sections of the public lands.

The Senate resumed the consideration of the resolution of the 27th instant, instructing the committee on Foreign Relations, to consider the propriety of making provision by law, for declaring the extent of the maritime precincts of the United States, and for the safeguard of friendly vessels which may be within the same ; and agreed thereto.

Mr. Lacock, presented the petition of John Semple, and others, inhabitants of Pennsylvania, praying an alteration in the route of the Cumberland road, as stated in the petition, which was read.

On motion by Mr. Lacock,

*Ordered*, That it be referred to the committee on Roads and Canals, to consider and report thereon by bill or otherwise.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled, " An act for the relief of Luther Bingham ;" and

On the question, " Shall this bill be read a third time ?

It was determined in the negative.

So the bill was rejected.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed the consideration of the motion of the 30th instant, to proceed on Thursday next to the appointment of an assistant door-keeper; and agreed thereto.

Mr. Sanford submitted the following motion for consideration :

*Resolved*, That the committee of Commerce and Manufactures be instructed to inquire into the expediency of establishing, by law, uniform rates of damages and interest, in cases of protests of foreign bills of exchange.

On motion by Mr. Lacock,

It was agreed, that when the Senate adjourn, it be to Thursday next.

After the consideration of executive business, the Senate adjourned to 11 o'clock on Thursday morning.

#### THURSDAY, JANUARY 2d, 1817.

The honourable Alexander Contee Hanson, appointed a Senator by the legislature of the State of Maryland, to fill the vacancy occasioned by the resignation of the honourable Robert G. Harper, produced his credentials, which were read; and the oath prescribed by law was administered to him, and he took his seat in the Senate.

On motion by Mr. Varnum,

*Ordered*, That Thomas Cutts, jun. have leave to withdraw his petition.

The President communicated a report of the Secretary of the Treasury, made in obedience to the resolution of the Senate of the 27th ultimo, containing the information required, concerning the progress made in surveying military bounty lands, and the report was read.

The Senate resumed the consideration of the motion of the 31st ultimo, instructing the committee of Commerce and Manufactures, to inquire into the expediency of establishing by law, uniform rates of damages and interest, in cases of protests of foreign bills of exchange; and agreed thereto.

The Senate resumed the consideration of the motion of the 31st ultimo, instructing the committee on Public Lands to inquire into the expediency of providing by law, for the division of a certain proportion of the quarter sections of the public lands; and agreed thereto.

Mr. Roberts from the committee of Claims, to whom the subject was referred, reported a bill for the relief of the legal representatives of Ignace Chalmet Delino deceased; and the bill was read.

*Ordered*, That it pass to the second reading.

Mr. Chace, from the committee on the Judiciary, to whom the subject was referred, reported a bill to provide for the due execution of the laws of the United States, within the State of Indiana, and the bill was read.

*Ordered*, That it pass to the second reading.

Mr. Lacock submitted the following motion for consideration :

*Resolved*, That the committee on Military Affairs be instructed to inquire into the expediency of authorizing by law the appointment of additional agents in such States or Territories, where it may be found necessary, for the more convenient payment of such persons as now are, or may hereafter be placed on the pension list of the United States.

The Senate resumed the report of the select committee, on the petition of Robert Kid.

On motion by Mr. Daggett,

*Ordered*, That the consideration thereof be postponed until to-morrow.

On motion by Mr. Lacock,

That the Senate proceed to the appointment of an assistant door-keeper.

On motion by Mr. Campbell,

*Ordered*, That the consideration thereof be postponed until Monday next.

After the consideration of executive business, the Senate adjourned to 11 o'clock to-morrow morning.

FRIDAY, JANUARY 3, 1817.

Mr. Varnum communicated the resolutions of the legislature of the commonwealth of Massachusetts, for the appointment of agents to present the claims

of that commonwealth against the United States for allowance, with instructions to their Senators to afford the said agents all the aid in their power for the accomplishments of the object of their appointment, and endeavour to procure all necessary provision for that purpose to be made by law; and the resolutions were read.

Mr. Varnum submitted the following motion for consideration.

*Resolved*, That the committee of Finance be instructed to inquire into the expediency of repealing an act entitled "An act increasing the compensation allowed the sergeant-at-arms of the Senate and House of Representatives, and of the door-keeper and assistant doorkeeper of the Senate and House of Representatives," approved March 3, 1815, with leave to report by bill or otherwise.

The Senate resumed the consideration of the motion of the 2d instant, for instructing the committee on Military Affairs to inquire into the expediency of authorizing the appointment of additional agents, for the payment of persons placed on the pension list of the United States, and agreed thereto.

The Senate resumed the consideration of the report of the select committee, on the petition of Robert Kid.

On motion by Mr. Mason, of N. H.

*Ordered*, That the further consideration thereof be postponed until Monday next, and that the petition, and accompanying documents, be printed for the use of the Senate.

The bill to provide for the due execution of the laws of the United States within the State of Indiana, was read the second time.

On motion by Mr. Chace,

*Ordered*, That the further consideration thereof be postponed until next Monday week.

The bill for the relief of the legal representatives of Ignace Chalmet Delino, deceased, was read the second time, and considered as in committee of the whole; and on the question, "Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

Mr. Lacock submitted the following motion for consideration:

*Resolved*, That the committee on Military Affairs be instructed to inquire into the expediency of increasing the pay of regimental and battalion paymasters, and giving them rank in the army of the United States.

Mr. Morrow, from the committee on the Public Lands, to whom the subject was referred, reported a bill to authorize a new edition of the collection of laws respecting the public lands, and the bill was read.

*Ordered*, That it pass to the second reading.

On motion by Mr. Horsey,

It was agreed, that when the Senate adjourn, it be to Monday next.

After the consideration of executive business, the Senate adjourned to 11 o'clock on Monday morning.



MONDAY, JANUARY 6th, 1817.

The President communicated a letter from the acting Secretary for the Department of War, transmitting forty copies of the army register, prepared for each member of the Senate, conformably to a resolution of the 13th of December, 1815; and the letter was read.

Mr. Morrow, from the committee on Public Lands, to whom the subject was referred, reported a bill to increase the salaries of the register and receiver of public moneys of the land office at Marietta; and the bill was read.

*Ordered*, That it pass to the second reading.

Mr. Fromentin, from the Joint Library committee, made a report which was read.

Mr. Fromentin, from the same committee reported a bill, making a further appropriation for the purchase of books for the Library of Congress, and for other purposes; and the bill was read.

*Ordered*, That it pass to the second reading.

Mr. Mason, of Virginia, presented the petition of James Garey, who was a lieutenant in the 27th regiment of infantry during the late war with Great Britain, praying a donation of land or some other provision, for reasons stated in the petition; which was read.

On motion by Mr. Mason, of Va.

*Ordered*. That it be referred to the committee

on Pensions, to consider and report thereon by bill or otherwise.

Mr. Campbell gave notice that to-morrow he should ask leave to bring in a bill to authorize the State of Tennessee to issue grants and perfect titles on certain entries and locations of lands therein described.

The Senate resumed the consideration of the motion of the 3d inst. for instructing the committee of Finance, to inquire into the expediency of repealing an act increasing the compensation allowed to the sergeant-at-arms and door keepers of Congress; and agreed thereto.

The Senate resumed the consideration of the motion of the 3d instant, for instructing the committee on Military Affairs, to inquire into the expediency of increasing the pay of regimental and battalion pay-masters, and agreed thereto.

Mr. Goldsborough presented the memorial of William Patterson and others, of Baltimore, owners of vessels, which were taken by order of the commanding officer of the United States, in that District, and sunk at the mouth of the harbour, opposite to Fort M<sup>c</sup>Henry, which effectively obstructed the passage of the British fleet, in their meditated attack upon the port of Baltimore, and praying remuneration for losses and damages sustained by them in consequence thereof, as stated in the memorial; which was read.

On motion of Mr. Goldsborough,

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon by bill or otherwise.

The Senate resumed the consideration of the report of the committee of Claims, on the petition of Thomas Riddle : Whereupon

*Resolved*, That the petitioner have leave to withdraw his petition.

The Senate resumed the consideration of the report of the select committee, on the petition of Robert Kid.

On motion by Mr. Roberts,

*Ordered*, That the further consideration thereof, be postponed until Thursday next.

The bill to authorize a new edition of the collection of laws respecting the public lands, was read the second time and considered as in committee of the whole ; and on the question, " Shall this bill be engrossed and read a third time ? "

It was determined in the affirmative.

On motion by Mr. Hardin,

*Ordered*, That the appointment of an assistant doorkeeper be further postponed until the first Monday in February next.

Mr. Sanford, from the committee to whom was referred so much of the message of the President of the United States, as relates to an additional Executive Department, and to the office of Attorney-General, reported a bill to establish a new Executive Department, and for other purposes ; and the bill was read.

*Ordered*, That it pass to the second reading.

Mr. Sanford from the same committee reported a bill concerning the Attorney-General of the United States, and the bill was read.

*Ordered*, That it pass to the second reading.

Mr. Sanford, from the same committee, to whom was referred the joint report from the Secretaries of the different Departments respecting the annual settlement of the public accounts, reported a bill to provide for the prompt settlement of public accounts: and the bill was read.

*Ordered*, That it pass to the second reading.

The bill for the relief of the legal representatives of Ignace Chalmet Delino, deceased, having been reported by the committee correctly engrossed, was read a third time.

*Resolved*, That this bill pass, and that the title thereof be "an act for the relief of the legal representatives of Ignace Chalmet Delino, deceased and of Anthony Cruzat, and L. P. Deverges."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

A message from the House of Representatives, by Mr. Dougherty their Clerk:

Mr. President.—The House of Representatives have passed a bill entitled "an act for the relief of William Haslet;" in which bill they request the concurrence of the Senate. And he withdrew.

The bill last mentioned was read.

*Ordered*, That it pass to the second reading.

**On motion,**  
**The Senate adjourned to 11 o'clock to-morrow-**  
**morning.**

**TUESDAY, JANUARY 7th, 1817.**

**The following written message was received from the President of the United States, by Mr. Todd, his Secretary :**

**To the Senate and House of Representatives  
of the United States :**

**I communicate for the information of Congress, the report of the directors of the Mint, of the operation of that establishment during the last year.**

**JAMES MADISON.**

**January 6, 1817.**

**The message and report therein mentioned, were read.**

**The President communicated a report of the Secretary of the Treasury, exhibiting the sums respectively paid to each clerk in the several offices of that Department for services rendered during the year 1816, made in obedience to the provisions of the act of April 21st, 1806, to regulate and fix the compensation of clerks; and the report was read.**

**Mr. Horsey presented the memorial of Edward Gilpin and others, on the subject of regulating the weights and measures of the United States, representing the importance thereof; and the memorial was read.**

On motion by Mr. Horsey,

*Ordered*, That it be referred to the committee, to whom was referred so much of the message of the President of the United States, as relates to weights and measures, to consider and report thereon.

Mr. Varnum presented a petition of Peter Mills, praying an increase of pension for reasons stated in the petition ; which was read.

On motion by Mr. Varnum.

*Ordered*, That it be referred to the committee on Pensions, to consider and report thereon, by bill or otherwise.

Mr. Ruggles presented the petition of David Chambers, praying to have refunded to him the first payment on a section of land, forfeited in consequence of the non-payment of the subsequent instalments, as stated in the petition ; which was read.

On motion by Mr. Ruggles,

*Ordered*, That it be referred to the committee on Public Lands, to consider and report thereon by bill or otherwise.

Mr. Sanford presented the memorial and representation of the commissioners of the State of New-York. on the subject of canals; and praying the aid of Congress in the construction of canals and locks. between the navigable waters of Hudson river and Lake Erie, and the said navigable waters and Lake Champlain, as stated in the memorial, which was read.

On motion by Mr. Sanford,

*Ordered*, That it be referred to the committee, to whom was referred so much of the message of the President of the United States, as relates to roads and canals; to consider and report thereon, by bill or otherwise.

Mr. Hardin, submitted the following motion for consideration:

*Resolved*, That the committee on Finance, be instructed to inquire into the expediency of requiring the attorneys employed in the collection of moneys due to the United States, to give bond and security, for the faithful accounting for all demands placed in their hands for collection; with leave to report by bill or otherwise.

Mr. Tait submitted the following motion for consideration:

*Resolved*, That the Secretary of the Navy lay before the Senate any information in the possession of the Department respecting any surveys and examinations which may have been had in the Chesapeake Bay, in reference to the situation of a site for a naval depot.

Mr. Goldsborough submitted the following motion for consideration:

*Resolved*, That the President of the United States be requested to cause to be laid before the Senate, the amount of money paid by the government of the United States for the services of militia during the late war, stating the amount to each respective State, and distinguishing, as far as possible, what has been paid for militia called into

service by authority of the Executive of the United States, and that paid for such calls made by authority of a State, and in what cases States have been reimbursed which have made advances for their militia—specifying the State in each case as before.

The President communicated a report of the Secretary for the Department of Navy, on the expenditure and application of moneys drawn from the Treasury, from the first of October 1815, to the 30th of September 1816, inclusive, and of the unexpended balances of former appropriations remaining in the Treasury on the 1st of October 1815; and the report was read.

The bill to establish a new Executive Department, and for other purposes, was read the second time.

On motion by Mr. Sanford,

*Ordered*, That the further consideration thereof be postponed to, and made the order of the day for Friday next.

The bill concerning the Attorney-General of the United States, was read the second time.

On motion of Mr. Sanford,

*Ordered*, That the further consideration thereof be postponed to, and made the order of the day for Friday next.

The bill to provide for the prompt settlement of public accounts, was read the second time.

On motion by Mr. Sanford,

*Ordered*, That the further consideration thereof be postponed to, and made the order of the day for Friday next.



The bill entitled "an act for the relief of William Haslet," was read the second time.

On motion by Mr. Wilson,

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon.

The bill to increase the salaries of the register and receiver of public moneys of the land office at Marietta, was read the second time.

On motion by Mr. Ruggles,

*Ordered*, That the further consideration thereof, be postponed until to-morrow.

The bill making a further appropriation for the purchase of books for the library of Congress, and for other purposes, was read the second time.

On motion by Mr. Goldsborough,

*Ordered*, That the further consideration thereof, be postponed until to-morrow.

On motion by Mr. Tait,

*Resolved*, That the memorial of the Legislative Council and House of Representatives of the Mississippi Territory, praying the admission of the said Territory, as a State into the Union, be referred to a select committee; to consist of five members, to consider and report thereon, by bill or otherwise.

*Ordered*. That Mr. Tait, Mr. Brown, Mr. Chace, Mr. Mason, of N. H. and Mr. Stokes be the committee.

The bill to authorize a new edition of the collection of laws respecting the public lands, having been reported by the committee correctly engross-

ed, was read a third time, and the blank filled with " 1500."

*Resolved*, That this bill pass, and that the title thereof be, " an act to authorize a new edition of the collection of laws respecting the public lands."

*Ordered*, That the Secretary request the concurrence of the House of Representatives, in this bill.

Mr. Campbell, from the committee on Finance, to whom the subject was referred, reported a bill requiring the directors of the bank of the United States to establish an office of discount and deposite in the District of Columbia, and the bill was read.

*Ordered*, That it pass to a second reading.

Mr. Campbell. also communicated the correspondence with the Secretary of the Treasury on that subject, which was read.

*Ordered*, That it be printed for the use of the Senate.

Mr. Tait, from the committee on Naval Affairs, to whom the subject was referred, reported a bill respecting the heirs and legatces of Thomas Turner deceased ; and the bill was read.

*Ordered*, That it pass to the second reading.

On motion of Mr. Campbell,

*Ordered*, That the committee on Finance, to whom was referred the petition of Amasa Porter and others, grocers in the city of New-Haven, and its vicinity, be discharged from the further consideration thereof.

After the consideration of executive business, the Senate adjourned to 11 o'clock to-morrow morning.

WEDNESDAY, January 8th, 1817.

Mr. Morrow presented the memorial of the legislative council and house of representatives of the Mississippi Territory, representing that many persons have settled upon the lands lately ceded by the different nations of Indians to the United States, and praying that they may be permitted to continue until those lands shall be offered for sale, for reasons stated in the memorial ; which was read.

On motion by Mr. Morrow,

*Ordered*, That it be referred to the committee on Public Lands, to consider and report thereon, by bill or otherwise.

The Senate resumed the consideration of the motion of the 7th instant, for instructing the committee on Finance to inquire into the expediency of requiring the attorneys employed in the collection of moneys due to the United States, to give bond and security ; and agreed thereto.

The Senate resumed the consideration of the motion of the 7th instant, which having been amended, was agreed to as follows :

*Resolved*, 'That the Secretary of the Navy, lay before the Senate any information in the possession of the Department, respecting any surveys and examinations which may have been had in any part of the United States, in reference to the selection of a site for a naval depot.

The Senate resumed the consideration of the motion of the 7th instant, requesting the President of the United States, to cause to be laid before the Senate the amount of money paid by the government of the United States, for the services of the militia during the late war : and agreed thereto.

Mr. Lacock, from the committee on Roads and Canals, to whom was referred the petition of a number of inhabitants of Washington county in the State of Pennsylvania, praying a change of a part of the route of the western turnpike road, made a report, together with the following resolution :

*Resolved*, That the prayer of the petitioners ought not to be granted.

The report and resolution were read.

The bill respecting the heirs and legatees of Thomas Turner deceased, was read the second time, and considered as in committee of the whole :

And,

On the question—" Shall this bill be engrossed and read a third time ?"

It was determined in the negative.

The bill requiring the Directors of the Bank of the United States to establish an office of discount and deposite in the District of Columbia, was read the second time. And,

On the question.—" Shall this bill be engrossed and read a third time ?"

It was determined in the affirmative.

A message from the House of Representatives by Mr. Dougherty their Clerk :

Mr. President—The House of Representatives have passed a bill entitled “an act directing the discharge of Oliver Spellman from imprisonment:” in which bill they request the concurrence of the Senate. And he withdrew.

The bill last mentioned was read.

*Ordered*, That it pass to the second reading.

Mr. Daggett, from the committee to whom the petition of Thomas Law and others was referred, reported a bill authorizing the sale of certain grounds belonging to the United States in the city of Washington; and the bill was read.

*Ordered*, That it pass to a second reading.

The President communicated a report of the Secretary of the Treasury, comprehending the statements relating to the internal duties and direct tax, required by the 33d section of the act of Congress of the 22d July 1813; which were read.

The Senate resumed, as in committee of the whole, the consideration of the bill to increase the salaries of the register and receiver of public moneys of the land-office at Marietta. And,

On the question.—“Shall this bill be engrossed and read a third time?”

It was determined in the affirmative.

Agreeably to notice, Mr. Campbell asked and obtained leave to bring in a bill to authorize the State of Tennessee to issue grants and perfect titles on certain entries and locations of lands therein described; and the bill was read.

*Ordered*, That it pass to the second reading.

The Senate resumed, as in committee of the whole, the consideration of the bill making a further appropriation for the purchase of books for the library of Congress, and for other purposes; and the bill having been amended, the President reported it to the House accordingly.

On the question—" Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

On motion,

The Senate adjourned to 11 o'clock to-morrow-morning.

#### THURSDAY, JANUARY 9th, 1817.

The President communicated a letter from Jonathan Jennings, President of the late convention of Indiana, with a copy of the constitution as adopted for the government of the State of Indiana, which were read.

Mr. Roberts presented the memorial of Philip Jones and others, manufacturers of umbrellas in the city and county of Philadelphia, praying certain specific duties may be laid on the importation of umbrellas and parasols for reasons stated in the memorial; which was read.

On motion by Mr Roberts,

*Ordered*, That it be referred to the committee on Commerce and Manufactures, to consider and report thereon, by bill or otherwise.

Mr. Hunter, from the committee on Commerce

and Manufactures, to whom was referred the bill entitled "an act supplementary to an act to regulate the duties on imports and tonnage," reported it without amendment: and the bill was considered as in committee of the whole. And,

*Ordered*, That it pass to the third reading.

Mr. Daggett presented the petition of Elisha Tracy of Norwich, Connecticut, representing that during the late war he held the office of a purchasing commissary; that in consequence of the failure in the government in remitting him funds he sustained a great loss: and praying relief as stated in the petition, which was read.

On motion by Mr. Daggett,

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon by bill or otherwise.

Mr. Tichenor, from the committee to whom was referred the bill entitled "an act directing the discharge of Nathaniel Taft from imprisonment," reported it without amendment; and the bill was considered as in committee of the whole. And,

*Ordered*, That it pass to a third reading.

Mr. Roberts, from the committee of Claims, to whom the subject was referred, reported a bill for the relief of William Edwards; and the bill was read.

*Ordered*, That it pass to the second reading.

Mr. Roberts also communicated the report of the Secretary of the Treasury, on the petition of William Edwards: which was read.

Mr. Horsey presented the memorial of the President and Directors of the Chesapeake and Delaware Canal company, praying the aid of Congress as stated in the memorial; which was read.

On motion by Mr. Horsey,

*Ordered*, That it be printed, and that it be referred to the committee on Roads and Canals, to consider and report thereon by bill or otherwise.

The Senate resumed the consideration of the report of the committee on Roads and Canals, to whom was referred the petition of a number of the inhabitants of Washington county, in the State of Pennsylvania, praying a change in part of the route of the western turnpike road.

Whereupon,

*Resolved*, That the prayer of the petitioners ought not to be granted.

The Senate resumed the consideration of the report of the select committee, on the petition of Robert Kid.

On motion by Mr. Mason, of N. H.

*Ordered*, That the consideration thereof be further postponed until Monday next.

The bill authorizing the sale of certain grounds belonging to the United States, in the city Washington, was read the second time, and considered as in committee of the whole. And,

On motion of Mr. Mason, of N. H.

*Ordered*, That the further consideration thereof be postponed until Monday next.



The bill entitled "an act directing the discharge of Oliver Spellman from imprisonment," was read the second time.

On motion of Mr. Hunter,

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon.

Mr. Morrow, from the committee on the Public Lands, who were instructed by the resolution of the 25th instant, "to inquire into the expediency of authorizing by law an exchange of territory with any of the Indian tribes," made a report, together with the following resolution:

*Resolved*, That an appropriation be made, by law, to enable the President of the United States to negotiate treaties with the Indian tribes; which treaties shall have, for their object, an exchange of territory owned by any tribe residing east of the Mississippi, for other lands west of that river.

The report and resolution were read.

The bill to authorize the State of Tennessee to issue grants and perfect titles on certain entries, and locations of lands therein described, was read the second time.

On motion by Mr. Campbell,

*Ordered*, That it be referred to the committee on the Public Lands, to consider and report thereon.

The bill requiring the Directors of the Bank of the United States to establish an office of discount and deposite in the District of Columbia, having

been reported by the committee, correctly engrossed, was read a third time.

*Resolved*, That this bill pass, and that the title thereof be "an act requiring the Directors of the Bank of the United States to establish an office of discount and deposit in the District of Columbia."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The bill making a further appropriation for the purchase of books for the library of Congress, and for other purposes, having been reported by the committee correctly engrossed, was read a third time, and the blank filled with "1500."

*Resolved*, That this bill pass, and that the title thereof be "an act making a further appropriation for the purchase of books for the library of Congress, and for other purposes."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The bill to increase the salaries of the register and receiver of public moneys of the land-office at Marietta, having been reported by the committee correctly engrossed, was read a third time.

*Resolved*, That this bill pass, and that the title thereof be "an act to increase the salaries of the register and receiver of public moneys of the land-office at Marietta."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

On motion by Mr. Thompson,

It was agreed to reconsider the vote on passing to a third reading the bill respecting the heirs and legatees of Thomas Turner, deceased. And,

On his motion,

*Ordered*, That it be referred to the committee on Naval Affairs, with instructions to inquire into the extent of the services rendered by the said Turner, and compare the services and compensation of the said Turner, with the services and compensation of the other accountants; and report thereon.

A message from the House of Representatives, by Mr. Dougherty their Clerk :

Mr. President—The House of Representatives have passed a bill entitled “An act for the relief of Henry Malcolm,” in which they request the concurrence of the Senate. And he withdrew.

The bill last mentioned was read.

*Ordered*, That it pass to the second reading.

Mr. King presented the memorial of Fredrick Jenkins and Renssalaer Havens, in behalf of the owners, officers, and crew of the late private armed brig general Armstrong, praying remuneration for the destruction of said brig in the port of Fayal, by the enemy; as stated in the memorial, which was read.

On motion by Mr. King,

*Ordered*, That it be referred to the committee on Naval Affairs, to consider and report thereon by bill or otherwise.

After the consideration of executive business, the Senate adjourned to 11 o'clock to-morrow morning.

FRIDAY, JANUARY 10th, 1817.

The honourable William Smith, appointed a Senator by the legislature of the State of South-Carolina, to fill the vacancy occasioned by the resignation of the honourable John Taylor, produced his credentials, which were read; and the oath prescribed by law was administered to him, and he took his seat in the Senate.

The President communicated a report of the acting Secretary for the Department of War, made in obedience to the resolution of the Senate of the 19th ultimo, relative to the administration of the fund for the relief of sick and disabled seamen; and the report was read.

Mr. Roberts presented the memorial of the representatives of the religious society of Friends in Pennsylvania, New-Jersey, Delaware, and the eastern shore of Maryland, praying a revision and amendment of the laws of Congress for the purpose of more effectually suppressing the kidnapping and internal traffic in the persons of colour, as stated in the memorial; which was read.

On motion by Mr. Roberts,

*Ordered*, That it be referred to the committee to whom was referred so much of the message of the President of the United States as relates to the slave trade: to consider and report thereon by bill or otherwise.

Mr. Brown presented the petition of sundry in-

habitants of the province of Texas, praying a grant of land in the State of Louisiana, for reasons stated in the petition; which was read.

On motion by Mr. Brown,

*Ordered*, That it be referred to the committee on the Public Lands, to consider and report thereon by bill or otherwise.

Mr. Sanford presented the memorial of Joseph W. Page, citizen of South-Carolina, praying remuneration for informing and procuring evidence of the violation of the embargo law, as stated in the memorial; which was read.

On motion by Mr. Sanford,

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon by bill or otherwise.

Mr. Roberts, from the committee of Claims, to whom was referred the bill, entitled, "An act for the relief of William Haslett," reported it with an amendment; which was read.

Mr. Barbour gave notice that at the next meeting of the Senate he should ask leave to bring in a resolution to authorize the President of the United States to employ John Trumbull, in the line of his profession, to paint some of the most important events of the revolution to be placed in the capitol.

Mr Noble submitted the following motion for consideration :

*Resolved*, That the committee of Claims be instructed to inquire into the expediency of allowing compensation to Peter Winchel, Thomas Bell,

and John Harman, who were mounted rangers in the company commanded by captain Frederick Sholtz, in the service of the United States, for property captured by the Indians in the year 1815, with leave to report by bill or otherwise.

Mr. Williams, submitted the following motion for consideration :

*Resolved*, That a committee be appointed to inquire into the expediency of purchasing copies of the late edition of the acts of Congress and of furnishing one copy for the use of each county, in the United States; and that the committee have leave to report by bill or otherwise.

The bill for the relief of William Edwards was read the second time.

The bill, entitled, "An act for the relief of Henry Malcolm," was read the second time.

On motion by Mr. Sanford,

*Ordered*, That it be referred to the committee on Finance, to consider and report thereon.

The Senate resumed the consideration of the report of the committee on the Public Lands, on the subject of an exchange of territory with the Indian tribes.

On motion by Mr. Wilson,

*Ordered*, That the further consideration thereof be postponed until Monday next.

The bill, entitled, "An act supplementary to 'An act to regulate the duties on imports and tonnage,'" was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The bill, entitled, "An act directing the discharge of Samuel Taft from imprisonment," was read the third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

Agreeably to the order of the day, the Senate resumed, as in committee of the whole, the bill to establish a new Executive Department; and Mr. Varnum was requested to take the chair; and after debate,

On motion by Mr. King,

*Ordered*, That the further consideration thereof be postponed until Wednesday next.

Agreeably to the order of the day, the Senate resumed, as in committee of the whole, the consideration of the bill concerning the attorney general of the United States; and the bill having been amended, by striking out the second section, the President reported it to the House accordingly.

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

Agreeably to the order of the day, the Senate resumed, as in committee of the whole, the consideration of the bill to provide for the prompt settlement of public accounts; and,

On motion by Mr. Macon,

*Ordered*, That the further consideration thereof be postponed until Monday next.

On motion by Mr. Sanford,

It was agreed, that when the Senate adjourns, it be to Monday next.

After the consideration of executive business, the Senate adjourned to 11 o'clock on Monday morning.

MONDAY, JANUARY 13th, 1817.

The credentials of the honourable William Smith, appointed a Senator by the legislature of the State of South-Carolina, for the term of six years commencing on the fourth day of March next, were read.

*Ordered*, That they lie on file.

The President communicated a report of the acting Secretary for the Department of War, comprehending contracts made by that Department in the year 1816, and those made by the purchasing and ordnance Departments for the same period, in compliance with "an act concerning public contracts," passed April 21st, 1808, and the report was read.

Mr. Roberts presented the petition of the chamber of commerce of the city of Philadelphia, in favour of general and uniform regulations of the estates and affairs of insolvents, and praying a law may pass on that subject, for reasons stated in the petition which was read.

On motion by Mr. Roberts,

*Ordered*, That it be referred to the committee



on the Judiciary, to consider and report thereon by bill or otherwise.

Mr. Fromentin presented the petition of Louis Charles Le Blanc, a citizen of the State of Louisiana, praying a grant of land in said State, as stated in the petition, which was read.

On motion by Mr. Fromentin,

*Ordered*, That it be referred to the committee of Claims to consider and report thereon by bill or otherwise.

Mr. Varnum presented the petition of John Otis, attorney of William Otis, late collector of the customs for the district of Barnstable, praying relief for expenses incurred by him in carrying into execution the embargo laws, as stated in the petition, which was read.

On motion by Mr. Daggett,

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon by bill or otherwise.

Mr. Lacock presented the petition of John Merrill, attorney to the administrator of Flavil Sabin deceased, late a regimental paymaster, praying relief in the settlement of his accounts, as stated in the petition, which was read.

On motion by Mr. Lacock,

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon by bill or otherwise.

Mr. Sanford presented the memorial of J. B. Stewart. in behalf of the assignee and legal repre-

sentative of Francis Cazeau, late of the city of Paris, deceased praying compensation for services rendered the American cause, during the revolutionary war, and for sacrifices made by his attachment thereto, as stated in the memorial, which was read.

On motion by Mr. Sanford,

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon, by bill or otherwise.

Mr. Roberts, from the committee of Claims, to whom was referred the bill entitled "an act directing the discharge of Oliver Spellman from imprisonment," reported it without amendment.

Mr. Ruggles reported from the committee, that they had examined and found duly enrolled the bill entitled "An act supplementary to an act to regulate the duties on imports and tonnage:" also the bill entitled "An act directing the discharge of Nathaniel Taft, from imprisonment."

Mr. Sanford presented the petition of William Markward and others, messengers in the several executive Departments of the government, praying an increase of compensation as stated in the petition, which was read.

On motion by Mr. Sanford,

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon, by bill or otherwise.

Mr. Morrow, from the committee on the public lands, to whom was referred the petition of David

Chambers, made a report together with the following resolution.

*Resolved*, That the petitioner has leave to withdraw his petition and documents.

The report and resolution were read.

The Senate resumed the consideration of the motion of the 10th instant, for instructing the committee of Claims to inquire into the expediency of allowing compensation to certain persons who were mounted rangers, and agreed thereto.

Mr. Barbour, submitted the following motion for consideration.

*Resolved*, That the Secretary of War be instructed to procure copies of the existing militia laws of the different States, as well as correct reports of the number and organization of their militia, to be laid before the Senate at their next session.

The Senate resumed the consideration of the motion of the 10th instant, for the appointment of a committee to inquire into the expediency of purchasing copies of the late edition of the acts of Congress : and having agreed thereto,

*Ordered*, That Mr. Williams, Mr. Macon, and Mr. Varnum be the committee.

The Senate resumed the consideration of the report of the committee on the public lands on the expediency of an exchange of Territory with the Indian tribes.

On motion by Mr. Fromentin.

*Ordered*, That the consideration thereof be further postponed until to-morrow.

The Senate resumed the consideration of the report of the select committee on the petition of Robert Kid. Whereupon,

*Resolved*, That the prayer of the petitioner ought not to be granted.

Agreeably to notice, Mr. Barbour asked and obtained leave to bring in the following resolution:

*Resolved, by the Senate and House of Representatives of the the United States of America, in Congress assembled*, That the President of the United States be, and he is hereby authorized to employ John Trumbull, of Connecticut, to compose and execute a painting commemorative of the declaration of independence; to be placed, when finished, in the capitol of the United States; and the resolution was read.

*Ordered*, That it pass to the second reading.

Mr. Fromentin presented the petition of certain members of the legislature of the Mississippi Territory praying for admission of said territory into the Union as a State, without division; for reasons stated in the petition; which was read.

On motion by Mr. Fromentin,

*Ordered*, That it be referred to the committee to whom was referred on the 7th instant the memorial of the legislative council and house of representatives of the Mississippi Territory on the same subject, to consider and report thereon by bill or otherwise.

Mr. Roberts, from the committee of Claims, to whom was referred the bill entitled "an act directing the discharge of John Ricaud, from imprisonment," reported it with amendments; which were read.

The bill concerning the attorney-general of the United States, having been reported by the committee correctly engrossed, was read a third time.

*Resolved*, That this bill pass, and that the title thereof be, "an act concerning the attorney-general of the United States."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The Senate resumed, as in committee of the whole, the consideration of the bill authorizing the sale of certain grounds belonging to the United States in the city of Washington; and the bill having been amended, the President reported it to the House accordingly. And,

On the question.—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

A message from the House of Representatives by Mr. Dougherty their Clerk:

Mr. President:—The Speaker of the House of Representatives, having signed two enrolled bills, I am directed to bring them to the Senate, for the signature of their President.

The House of Representatives have passed the bill, which originated in the Senate, entitled "an

act to authorize a new edition of the laws respecting the public lands."

They have passed a bill entitled "an act to amend the act 'authorizing the payment for property lost, captured or destroyed by the enemy, while in the military service of the United States, and for other purposes;' passed the 9th of April 1816," also a bill entitled "an act making a partial appropriation for the subsistence of the army during the year 1817:" in which bills they request the concurrence of the Senate. And he withdrew.

The two bills last mentioned were read.

*Ordered,* That they severally pass to the second reading.

The President signed the two enrolled bills last reported to have been examined, and they were delivered to the committee to be laid before the President of the United States.

The Senate resumed, as in committee of the whole the consideration of the bill to provide for the prompt settlement of the public accounts, and Mr. Macon having proposed an amendment thereto.

On motion by Mr. Wilson,

*Ordered,* That the further consideration thereof be postponed until to-morrow.

The Senate resumed, as in committee of the whole the consideration of the bill to provide for the due execution of the laws of the United States, within the State of Indiana.

On motion by Mr Chace,

*Ordered*, That the further consideration thereof be postponed until Monday next.

The Senate resumed, as in committee of the whole, the consideration of the bill for the relief of William Edwards. And,

On the question—" Shall this bill be engrossed and read a third time ?"

It was determined in the affirmative.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled " an act for the relief of Willian Haslet," together with the amendment reported thereto by the committee of Claims; and the amendment having been agreed to, the President reported the bill to the House accordingly.

On the question.—" Shall the amendment be engrossed, and the bill read a third time as amended ?"

It was determined in the affirmative.

On motion,

The Senate adjourned to 11 o'clock to-morrow-morning.

TUESDAY, JANUARY 14th, 1817.

The President communicated a report from the Secretary for the Department of the Navy, comprehending a statement of the contracts made by that Department during the year 1816, prepared in obedience to the act of the 3d of March, 1809, entitled, " An act further to amend the several acts

for the establishment and regulation of the Treasury, War, and Navy Departments;" and the report was read.

Mr. Tait presented the memorial of E. Cutbush and Samuel R. Marshall, on behalf of the surgeons and assistants of the navy of the United States, praying the regulation of their rank and increase of pay and emoluments, as stated in the memorial; which was read.

On motion by Mr. Tait,

*Ordered*, That it be referred to the committee on Naval Affairs, to consider and report thereon by bill or otherwise.

Mr. Horsey presented the memorial of John Fisher and others, citizens of the United States, praying the revision and amendment of "An act respecting fugitives from justice, and persons escaping from the service of their masters," passed the 12th of February, 1793, for the purpose of more effectually suppressing a traffick in negroes and people of colour from the middle to the southern States, as stated in the memorial; which was read.

On motion by Mr. Horsey,

*Ordered*, That it be referred to the committee to whom was referred so much of the message of the President of the United States as relates to the slave trade, to consider and report thereon by bill or otherwise.

Mr. Wilson, from the committee, reported correctly engrossed, the bill authorizing the sale of certain grounds, belonging to the United States,



in the city of Washington; the bill for the relief of William Edwards; also, the amendment to the bill entitled "An act for the relief of William Haslet?"

Mr. Morrow, from the committee on the Public Lands, to whom was referred the bill to authorize the State of Tennessee to issue grants, and perfect titles on certain entries and locations of lands therein described, reported it with amendments; which were read.

Mr. Williams, from the committee on Military Affairs, who were instructed, by a resolution of the 6th instant, "to inquire into the expediency of increasing the pay of the regimental and battalion paymasters, and giving them rank in the army," made a report; which was read.

Mr. Williams, from the same committee, who were instructed, by a resolution of the 3d instant, "to inquire into the expediency of authorizing, by law, the appointment of additional agents in such States or Territories where it may be found necessary for the more convenient payment of such persons as are now, or may hereafter be placed on the pension list," made a report; which was read.

The Senate resumed the consideration of the motion of the 13th instant, for instructing the Secretary of War to procure copies of the existing militia laws of the different States, as well as correct reports of the number and organization of their militia, and agreed thereto.

The Senate resumed the consideration of the

report of the committee on the Public Lands, who were instructed to inquire into the expediency of authorizing, by law, an exchange of territory with any of the Indian tribes; and, after debate,

On motion by Mr. Fromentin,

*Ordered*, That the further consideration thereof be postponed until Friday next.

On motion by Mr. Fromentin,

*Resolved*, That the Secretary for the Department of War be required to lay before the Senate any document or information in his office respecting the exchange of lands with any of the Indian tribes, now completed or contemplated, under the act of Congress approved on the 26th day of March, 1804, entitled, "An act to erect Louisiana into two Territories, and to provide for the temporary government thereof."

The Senate resumed the consideration of the report of the committee on Public Lands on the petition of David Chambers. Whereupon,

*Resolved*, That the petitioner have leave to withdraw his petition and documents.

The bill, entitled, "An act to amend the act 'authorizing the payment for property lost, captured, or destroyed by the enemy while in the military service of the United States, and for other purposes,' passed the 9th of April, 1816," was read the second time.

On motion by Mr. Macon,

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon.

On motion by Mr. Mason, of Va.,

*Ordered*, That the committee on Pensions, to whom was referred the petition of James Garey, be discharged from the further consideration thereof, and that the petitioner have leave to withdraw his petition and documents.

On motion,

The Senate adjourned to 11 o'clock to-morrow morning.

WEDNESDAY, January 15, 1817.

The President communicated the report of the Acting Secretary for the Department of War, exhibiting the names of the clerks employed in the several offices attached to that Department, and the sums given to each for the year 1816, and the report was read.

Mr. Chace presented the petition of Jedediah Smith, of Roxbury, in the county of Orange and State of Vermont, praying a pension; for reasons stated in the petition. which was read.

On motion by Mr. Chace,

*Ordered*, That it be referred to the committee on Pensions, to consider and report thereon, by bill or otherwise.

The Senate resumed the consideration of the report of the committee on Military Affairs who were instructed to inquire into the expediency of authorizing, by law, the appointment of additional agents in such States or Territories where it may

be found necessary, for the more convenient payment of such persons as now are or may hereafter be placed on the pension list.

On motion by Mr. Roberts,

*Ordered*, That the further consideration thereof be postponed until Monday next

The bill entitled "an act making a partial appropriation for the subsistence of the army, during the year 1817," was read the second time.

On motion by Mr. Williams,

*Ordered*, That it be referred to the committee of Finance to consider and report thereon.

The resolution to authorize the President of the United States to employ John Trumbull to execute a painting commemorative of the declaration of independence, was read the second time.

On motion by Mr. Goldsborough,

*Ordered*, That it be referred to a select committee with instructions to confer with colonel John Trumbull for the purpose of selecting two additional scenes from the period of the revolution to be the subjects of paintings, which together with the declaration of independence when completed, are to be deposited in the capitol of the United States.

*Ordered*, That Mr. Barbour, Mr. Goldsborough, and Mr. King be the committee.

Mr. Larock presented the petition of Daniel Pettibone, praying to be employed to erect the necessary apparatus for warming the capitol, now undergoing repairs, upon his improved plan, as stated in the petition; which was read.

On motion by Mr. Lacock,

*Ordered.* That it be referred to the committee on the District of Columbia, to consider and report thereon by bill or otherwise.

The Senate resumed the consideration of the report of the committee on Military Affairs, who were instructed "to inquire into the expediency of of increasin the pay of the regimental and battalion pay-masters, and giving them rank in the army;" Whereupon,

*Resolved.* That it is inexpedient at this time to change the provisions of the law on that subject.

The engrossed bill authorizing the sale of certain grounds belonging to the United States in the city of Washington. was read the third time. And,

On motion by Mr. Daggett,

Was amended by unanimous consent.

*Resolved.* That this bill pass, and that the title thereof be, "an act authorizing the sale of certain grounds belonging to the United States, in the city of Washington,"

*Ordered.* That the Secretary request the concurrence of the House of Representatives in this bill.

The engrossed bill for the relief of William Edwards was read a third time.

*Resolved.* That that this bill pass, and that the title thereof be, "an act for the relief of William Edwards."

*Ordered.* That the Secretary request the con-

currence of the House of Representatives in this bill.

The bill entitled "an act for the relief of William Haslet," was read a third time as amended.

*Resolved*, That this bill pass with an amendment.

*Ordered*, That the Secretary request the concurrence of the House of Representatives therein.

A message from the House of Representatives by Mr. Dougherty their Clerk :

Mr President.—The House of Representatives have passed a bill entitled "an act to explain the act 'to authorize certain officers and other persons, to administer oaths,' approved May the 3d, 1798;" in which they request the concurrence of the Senate. And he withdrew.

The bill last mentioned was read.

*Ordered*, That it pass to the second reading.

Mr. Wilson, from the committee of Claims, to whom was referred the petition of Charles de Blanc, made a report, together with the following resolution :

*Resolved*, That the petitioner have leave to withdraw his papers.

Mr. Fromentin presented the memorial of James Miller, collector and inspector of the customs of the port of Nova Iberia and the district of Teche, praying compensation for having discharged the duties of surveyor, as stated in the memorial; which was read.

On motion by Mr. Fromentin,

**Ordered,** That it be referred to the committee of Claims, to consider and report thereon, by bill or otherwise.

The Senate resumed, as in committee of the whole, the consideration of the bill to establish a new executive Department, and for other purposes. And,

On motion by Mr. Sanford,

**Ordered,** That the further consideration thereof be postponed until to-morrow.

The Senate resumed, as in committee of the whole, the consideration of the bill to provide for the prompt settlement of public accounts.

Mr. Macon having proposed a further amendment thereto,

On motion,

**Ordered,** That the further consideration thereof be postponed until to-morrow.

After the consideration of executive business, the Senate adjourned to 11 o'clock to-morrow-morning.

#### THURSDAY, JANUARY 16th, 1817.

Mr. Ruggles presented the petition of Rachael Dohrman, widow of Arnold Henry Dohrman, deceased, praying additional remuneration for the services of her late husband during the revolutionary war, as stated in the petition; which was read.

On motion by Mr. Ruggles,

*Ordered.* That it be referred to the committee of Claims, to consider and report thereon by bill or otherwise.

Mr. Tichenor submitted the following motion for consideration :

*Resolved,* That the Secretary at War be directed to lay before the Senate, without delay, a statement of the number of officers, non-commissioned officers, musicians, and privates *now* composing the military establishment of the United States, to what posts they are stationed, and the *actual number* at each post, respectively.

Mr. Smith presented the petition of John Haslett, of the city of Charleston, praying an act may be passed remitting the penalties by him innocently incurred on the importation of thirty-six puncheons of rum in the brig Margaret, captain Halm, from Porto Rico, in July, 1812, as stated in the petition; which was read.

On motion by Mr. Smith,

*Ordered,* That it be referred to the committee of Claims, to consider and report thereon by bill or otherwise.

Mr. Barbour, from the committee to whom was referred the resolution to authorize the President of the United States to employ John Trumbull to compose and execute a painting commemorative of the declaration of independence, reported it with an amendment, which was read.

Mr. Chace presented the petition of Jonas Cutting, late lieutenant colonel of the 25th regiment



of infantry, and superintendent of the recruiting rendezvous of said regiment, at Hartford, in the State of Connecticut, praying the reimbursement of certain expenses incurred by him in the line of his duty, as stated in the petition; which was read.

On motion by Mr. Chace,

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon by bill or otherwise.

Mr. Taylor submitted the following motion for consideration :

*Resolved*, That the committee on the Post-Office and Post-Roads be instructed to inquire into the expediency of establishing a post-route from Vincennes by Emmerson's mill, Carlisle, and Monroe to Fort Harrison, and that they have leave to report by bill or otherwise.

The Senate resumed the consideration of the report of the committee of Claims, on the petition of Charles de Blanc. Whereupon,

*Resolved*, That the petitioner have leave to withdraw his papers.

The bill, entitled, " An act to explain the act ' to authorize certain officers and other persons to administer oaths,' approved May the 3d, 1798," was read the second time.

On motion by Mr. Lacock,

*Ordered*, That it be referred to the committee on the Judiciary, to consider and report thereon.

The Senate resumed, as in committee of the

whole, the consideration of the bill to establish a new Executive Department, and for other purposes.

On motion by Mr. Tait,

*Ordered*, That the consideration thereof be further postponed until to-morrow.

A message from the House of Representatives, by Mr. Dougherty, their Clerk:

Mr. President—The House of Representatives have concurred in the amendment of the Senate to the bill, entitled, “An act for the relief of William Haslet.” And he withdrew.

The Senate resumed, as in committee of the whole, the consideration of the bill to provide for the prompt settlement of public accounts, together with the amendments proposed thereto.

On motion by Mr. Roberts,

*Ordered*, That the further consideration thereof be postponed until Monday next.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled, “An act directing the discharge of Oliver Spellman from imprisonment;” and

*Ordered*, That it pass to a third reading.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled, “An act directing the discharge of John Ricaud from imprisonment,” together with the amendments reported thereto by the committee of Claims, and the amendments having been agreed to, the President reported the bill to the House accordingly.

On the question—"Shall the amendments be engrossed and the bill read a third time as amended?"

It was determined in the affirmative.

The Senate resumed, as in committee of the whole, the consideration of the bill to authorize the State of Tennessee to issue grants and perfect titles on certain entries and locations of lands therein described, together with the amendments reported thereto by the committee on Public Lands.

On motion by Mr. Campbell,

*Ordered*, That the further consideration thereof be postponed until Monday next.

Mr. Campbell, from the committee on Finance, to whom was referred the bill, entitled, "an act for the relief of Henry Malcolm," reported it without amendment.

Mr. Campbell, from the same committee, to whom was referred the petition of James Humes, collector of the revenue for the 6th district of Pennsylvania, made report, together with the following resolution :

*Resolved*, That the prayer of the petition ought not to be granted.

Mr. Campbell, from the same committee, to whom was referred the bill, entitled, "An act making a partial appropriation for the subsistence of the army during the year 1817," reported it without amendment.

Mr. Ashmun submitted the following motion for consideration :

*Resolved*, That the committee on Finance, be instructed to inquire into the expediency of so far altering the law imposing a duty on carriages, as to exempt from its operation any carriage which is usually and chiefly employed in husbandry, or for the transportation or carrying of goods; with leave to report by bill or otherwise.

Mr Ruggles reported from the committee that they had examined and found duly enrolled the bill, entitled, "An act for the relief of William Haslet;" also, the bill, entitled, "An act respecting a new edition of the laws respecting the public lands."

After the consideration of executive business, the Senate adjourned to 11 o'clock to-morrow morning.

FRIDAY, January 17th, 1817.

The President communicated a report of the commissioners of the Navy pension fund, containing statements in relation to that fund made in obedience to the "act for the better government of the navy of the United States," and the report was read.

Mr. Wilson presented the petition of a number of citizens of the State of New-Jersey, praying the establishment of a certain post-route as stated in the petition; which was read.

On motion by Mr. Wilson,

*Resolved*, That it be referred to the committee

on the Post-Office and Post-Roads; to consider and report thereon by bill or otherwise.

Mr. Wilson submitted the following motion for consideration :

*Resolved.* That the committee on the Post-Office and Post-Roads be instructed to inquire into the expediency of increasing the compensation of the post-master at Newark, in New Jersey.

Mr. Tait, from the committee to whom the subject was referred, reported a bill to enable the people of the western part of the Mississippi Territory to form a constitution and State government, and for the admission of such State into the Union on an equal footing with the original States; and the bill was read.

*Ordered,* That it pass to a second reading.

Mr. Tait, from the same committee reported a bill to establish a separate territorial government for the eastern part of the Mississippi Territory; and the bill was read.

*Ordered,* That it pass to a second reading.

Mr. Smith presented the petition of William Smith, senr. confined in prison at Charleston for a debt due the United States, and praying to be discharged therefrom, for reasons stated in the petition; which was read.

On motion by Mr. Smith,

*Ordered,* That it be referred to the committee of Claims, to consider and report thereon by bill or otherwise.

Mr Smith also presented the petition of John

Kingsbury praying compensation for his services as a musician in the army of the United States as stated in the petition; which was read.

On motion by Mr. Smith,

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon by bill or otherwise.

Mr. Mason, of Virginia, presented the memorial of Thomas Ewell, representing, that he has made, and is bound by contracts, with the Navy Department respecting gun-powder, and that the Department will not in any manner comply with the conditions of said contracts, and praying the interference of Congress for relief; and the memorial was read.

On motion by Mr. Mason, of Virginia.

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon by bill or otherwise.

Mr. Mason, of Virginia, also presented the petition of the Levy Court of the county of Alexandria, in the District of Columbia, praying pecuniary aid in the erection of a court-house, jail, and public offices; and to authorize the said court to levy a tax in aid of erecting the same, and also to authorize the levy court to purchase the necessary ground for the accommodation of the same; and the petition was read.

On motion by Mr. Mason, of Virginia.

*Ordered*, That it be referred to the committee

on the District of Columbia, to consider and report thereon by bill or otherwise.

Mr. Wilson submitted the following motion for consideration :

*Resolved*, That the committee on Military Affairs be instructed to inquire whether any, and if any, what further provisions are necessary to be made by law for securing to the widows or other heirs of soldiers, who died or were killed in the service of the United States during the late war, the land bounty due to the said soldiers respectively.

The Senate resumed the consideration of the motion of the 16th instant, for instructing the committee on the Post-Office and Post-Roads to inquire into the expediency of establishing a certain post-route; and agreed thereto.

The Senate resumed the consideration of the motion of the 16th instant, for instructing the committee on Finance to inquire into the expediency of altering the law imposing a duty on carriages; and agreed thereto.

The Senate resumed the consideration of the motion of the 16th instant for information relative to the military establishment. And,

On motion by Mr. Tichenor,

*Ordered*, That the further consideration thereof be postponed until Monday next.

The Senate resumed the consideration of the report of the committee on the Public Lands, who were instructed "to inquire into the expe

diency of authorizing an exchange of Territory with any of the Indian tribes."

On motion by Mr. Morrow,

*Ordered*, That the consideration thereof be postponed until Monday next.

The Senate resumed the report of the committee on Finance, on the petition of James Humes, collector of the Revenue for the 6th District of Pennsylvania.

On the question to agree thereto,

It was determined in the affirmative, yeas 23, nays 13.

On motion by Mr. Roberts,

The yeas and nays being desired by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Ashmun,

Brown,

Daggett,

Fromentin,

Gaillard,

Goldsborough,

Hardin,

Horsey,

Hunter,

King,

Macon,

Mason, of N. H.

Messrs. Ruggles,

Smith,

Talbot,

Tait,

Taylor,

Thompson,

Tichenor,

Troup,

Varnum,

Wells,

Williams.

These who voted in the negative, are

Mr. Barbour,

Mr. Campbell,



Messrs. Chace,	Messrs. Noble,
Condit,	Roberts,
Howell,	Sanford,
Lacock,	Stokes,
Mason, of Va.	Wilson.
Morrow,	

So it was

*Resolved*, That the prayer of the petition ought not to be granted.

A message from the House of Representatives by Mr. Dougherty, their Clerk :

Mr. President—The Speaker of the House of Representatives having signed two enrolled bills, I am directed to bring them to the Senate for the signature of their President. And he withdrew.

The President signed the two enrolled bills last reported to have been examined, and they were delivered to the committee to be laid before the President of the United States.

The President communicated a report of the Acting Secretary for the Department of War, made in compliance with the resolution of the 14th instant. requesting information respecting the “ exchange of lands with any of the Indian tribes now completed or contemplated under the act of Congress, approved on the 26th day of March, 1804, entitled “ an act to erect Louisiana into two territories and to provide for the temporary government thereof,” and the report was read.

The following written message was received

from the President of the United States, by Mr. Todd his Secretary:

To the Senate and House of Representatives,  
of the United States.

I transmit to Congress an account of the contingent expenses of the government for the year 1816.

JAMES MADISON.

January 17, 1817.

The message and account therein mentioned were read.

On motion by Mr. Sanford,

It was agreed that when the Senate adjourn, it be to Monday next.

The bill entitled "an act directing the discharge of Oliver Spellman from imprisonment," was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The amendments to the bill entitled "an act directing the discharge of John Ricaud from imprisonment," having been reported by the committee correctly engrossed, the bill was read a third time as amended.

*Resolved*, That this bill pass with amendments.

*Ordered*, That the Secretary request the concurrence of the House of Representatives therein.

On motion,

The Senate adjourned to 11 o'clock on Monday morning, to which time the several orders of the day were postponed.

MONDAY, JANUARY 20th, 1817.

The President communicated a memorial of the legislature of the Mississippi Territory, praying for the appointment of an additional judge east of Pearl river; and the memorial was read.

On motion by Mr. Tait,

*Ordered*, That it be referred to the committee on the Judiciary, to consider and report thereon by bill or otherwise.

The President, also, communicated another memorial of the said legislature, praying the adjustment of British claims to certain lands, as stated in the memorial; which was read.

On motion by Mr. Tait,

*Ordered*, That it be referred to the committee on the Public Lands, to consider and report thereon by bill or otherwise.

He also communicated a letter from the commissioner of the general land-office, transmitting the report of the commissioners for ascertaining and adjusting claims to land in the eastern district of the State of Louisiana; which were read.

On motion by Mr. Fromentin,

*Ordered*, That they be referred to the committee on Public Lands, to consider and report thereon by bill or otherwise.

Mr. Ruggles presented the petition of Samuel Brown, praying compensation for services during

the revolutionary war, as stated in the petition; which was read.

On motion by Mr. Ruggles,

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon by bill or otherwise.

On motion by Mr. Roberts,

*Ordered*, That the committee of Claims, to whom was referred, on the 15th instant, the petition of James Miller, be discharged from the further consideration thereof; and that the said petition be referred to the committee of Finance, to consider and report thereon by bill or otherwise.

Mr. Stokes presented the memorial and representation of the legislature of the State of North-Carolina, respecting the lands within the State of Tennessee, reserved by said State, by her cession act, for the relief of her officers and soldiers, and other claimants; and the memorial was read.

Mr. Tait, from the committee on Naval Affairs, to whom was referred the bill respecting the heirs and legatees of Thomas Turner, deceased, with instructions, reported it without amendment.

He, also, reported a communication from the Secretary of the Navy Department, in relation thereto; which was read.

Mr. Tait, from the committee on Naval Affairs, to whom was referred the memorial of Frederick Jenkins and Rensselaer Havens, in behalf of the owners, officers, and crew of the late private armed

brig General Armstrong, made a report; which was read.

The Senate resumed the consideration of the motion of the 17th instant for instructing the committee on the Post-Office and Post-Roads to inquire into the expediency of increasing the compensation of the post master at Newark, in New-Jersey; and agreed thereto.

The Senate resumed the consideration of the motion of the 17th instant, for instructing the committee on Military Affairs in relation to the land bounty due to the soldiers who died, or were killed in the service of the United States during the late war; and agreed thereto.

Mr. Macon communicated the resolutions of the legislature of the State of North-Carolina, adopting the resolution of the commonwealth of Massachusetts, proposing an amendment to the constitution of the United States to regulate the mode of choosing the representatives in Congress, and electors of President and Vice-President of the United States—and instructing their Senators to endeavour to obtain said amendment to the constitution of the United States; and the resolutions were read.

The Senate resumed the report of the committee on the Public Lands, who were instructed to inquire into the expediency of authorizing, by law, the exchange of territory with any of the Indian tribes.

On motion by Mr. Morrow,

*Ordered*, That the consideration thereof be postponed until to-morrow.

The Senate resumed the report of the committee on Military Affairs, who were instructed to inquire into the expediency of appointing additional agents for the more convenient payment of persons placed on the pension list.

On motion by Mr. Roberts,

*Ordered*, That the consideration thereof be postponed until Friday next.

The Senate resumed the motion of the 16th instant, for information relative to the military establishment.

On motion by Mr. Wilson,

*Ordered*, That the further consideration thereof be postponed until to-morrow.

The bill to enable the people of the western part of the Mississippi Territory to form a constitution and State government, and for the admission of such State into the Union on an equal footing with the original States, was read the second time.

The bill to establish a separate Territorial government for the eastern part of the Mississippi Territory, was read the second time.

The Senate resumed, as in committee of the whole, the consideration of the bill to establish a new Executive Department and for other purposes, and Mr. Varnum was requested to take the chair; and, no amendment having been proposed thereto, the President resumed the chair, and the bill was reported to the House.

On motion by Mr. Smith,

*Ordered*, That the further consideration thereof be postponed until Thursday next.

A message from the House of Representatives by Mr. Dougherty, their Clerk :

Mr. President—The President of the United States, on the 2d instant, approved and signed “ An act for the relief of Nathaniel Williams,” and, on the 14th instant, “ An act supplementary to an act to regulate the duties on imports and tonnage;” also, “ An act directing the discharge of Nathaniel Taft from imprisonment:”

The House of Representatives have concurred in the amendment of the Senate to the bill, entitled “ An act directing the discharge of John Ricaud from imprisonment:”

They have passed a resolution for the appointment of a joint committee to allot rooms to the committees of each House; in which resolution they request the concurrence of the Senate. And he withdrew.

The resolution last mentioned was read three times by unanimous consent : And

*Resolved*, That the Senate concur therein.

*Ordered*, That Mr. Hardin and Mr. Macon be the committee on their part.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The President communicated a report of the Secretary of the Navy Department, made in obedience to the resolutions of the Senate of the 21st of December, 1815, and the 8th of January, in-

stant, containing all the information, in the possession of that Department, respecting surveys of the waters of the Chesapeake, the Middle Ground, and the several sites proper for the establishment of Docks and a Naval Depot; and the report was read.

On motion by Mr. Tait,

*Ordered*, That it be referred to the committee on Naval Affairs; to consider and report thereon by bill or otherwise.

On motion by Mr. Roberts,

*Ordered*, That the committee of Claims, to whom was referred the petition of Elisha Tracy, be discharged from the further consideration thereof; and that the petitioner have leave to withdraw his petition and documents.

The Senate resumed, as in committee of the whole, the consideration of the bill to provide for the prompt settlement of public accounts, together with the amendments proposed thereto.

On motion by Mr. Macon,

*Ordered*, That the further consideration thereof be postponed until Friday next.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act for the relief of Henry Malcolm."

On motion by Mr. Chace,

*Ordered*, That the further consideration thereof be postponed until Monday next. And

*Ordered*, That the report of the Secretary of the



Treasury, on the petition of Henry Malcolm, be printed for the use of the Senate.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act making a partial appropriation for the subsistence of the army during the year 1817:" And

*Ordered*, That it pass to a third reading.

The Senate resumed as in committee of the whole, the consideration of the resolution to authorize the President of the United States to employ John Trumbull to compose and execute a painting commemorative of the Declaration of Independence, together with the amendment reported thereto by the select committee; and the amendment having been agreed to with amendments, the President reported it to the House accordingly.

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

On motion,

The Senate adjourned to eleven o'clock to-morrow morning; to which time the several orders of the day were postponed.

TUESDAY, JANUARY 21st, 1817.

Mr. Roberts, from the committee of Claims, who were instructed to inquire into the expediency of authorizing, by law, the payment to the State of Georgia of certain claims for the services of the militia, called out under the authority of the Uni-

ted States, during the years 1792 and 1793; for the defence of the said State against Indian invasion, made a report together with the following resolution:

*Resolved*, That a committee be appointed to draught and report a bill appropriating 109,130 dollars and 65 cents. for the payment of the said claim to the State of Georgia.

The report and resolution were read,

Mr. Roberts, from the committee of Claims, to whom the subject was referred, reported a bill authorizing the settlement of the accounts of Flavil Sabin, deceased; and the bill was read.

*Ordered*, That it pass to the second reading.

The Senate resumed the consideration of the motion of the 16th instant, for information relative to the military establishment, which having been amended, was agreed to as follows:

*Resolved*, That the Secretary at war be directed to lay before the Senate, a statement at what posts the present army of the United States are stationed, and the actual number at each post respectively.

A message from the President of the United States, by Mr. Todd his Secretary:

Mr. President—The President of the United States, on the 20th instant approved and signed “an act to authorize a new edition of the collection of laws respecting the public lands.”

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed the consideration of the

report of the committee on the Public Lands, who were instructed "to inquire into the expediency of authorizing by law, an exchange of territory with any of the Indian tribes."

On the question to agree thereto,

It was determined in the affirmative yeas 19, nays 17.

On motion by Mr. Tait,

The yeas and nays being desired by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Barbour,	Messrs. Ruggles,
Campbell,	Sanford,
Condit,	Smith,
Hardin,	Stokes,
Howell,	Tait,
Macon,	Talbot,
Mason, of N. H.	Taylor,
Morrow,	Troup,
Noble,	Williams.
Roberts,	

Those who voted in the negative, are

Messrs. Ashmun,	Messrs. Gaillard,
Brown,	Goldsborough,
Chace,	Horsey,
Daggett,	Hunter,
Dana,	King,
Fromentin,	Mason, of Va.

Messrs. Thompson,  
Tichenor,  
Varnum,

Messrs. Wells,  
Wilson.

So it was,

*Resolved*, That an appropriation be made by law, to enable the President of the United States to negotiate treaties with the Indian tribes; which treaties shall have for their object an exchange of territory owned by any tribe residing east of the Mississippi, for land west of that river.

On motion by Mr. Morrow,

*Ordered*, That it be referred to the committee on Finance, with instructions to bring in a bill accordingly.

Mr. Roberts, from the committee of Claims, to whom was referred the bill entitled "an act to amend the act authorizing the payment for property lost, captured, or destroyed by the enemy while in the military service of the United States, and for other purposes," passed the 9th of April, 1816, reported it with amendments, which were read.

The bill entitled "an act making a partial appropriation for the subsistence of the army, during the year 1817," was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives, accordingly.

The resolution, to authorize the President of the United States to employ John Trumbull to compose and execute certain paintings having been

reported by the committee correctly engrossed, was read a third time.

On the question—"Shall this resolution pass?"

It was determined in the affirmative yeas 25, nays 7.

On motion by Mr. Noble,

The yeas and nays being desired by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Ashmun,

Barbour,

Brown,

Daggett,

Dana,

Fromentin,

Gaillard,

Goldsborough,

Hardin,

Horsey,

Hunter,

King,

Mason, N. H.

Messrs. Mason, of Va.

Sanford,

Smith,

Stokes,

Tait,

Talbot,

Taylor,

Thompson,

Tichenor,

Varnum,

Wells,

Williams.

Those who voted in the negative, are

Messrs. Condit,

Macon,

Morrow,

Noble,

Messrs. Roberts,

Ruggles,

Wilson.

So it was,

*Resolved by the Senate and House of Representatives of the United States of America, in Congress assembled,* That the President of the United States be, and he is hereby authorized to employ John Trumbull, of Connecticut, to compose and execute four paintings commemorative of the most important events of the American revolution; to be placed, when finished, in the capitol of the United States.

*Ordered,* That the Secretary request the concurrence of the House of Representatives in this resolution.

Mr. King, presented the memorial of the ship owners and others, interested in foreign commerce in the city of New-York, representing that the operation of the several commercial and colonial regulations adopted by foreign nations for the protection and promotion of their own trade has depressed that of the United States, and praying that all restrictions be removed or rendered equal by the adoption of correspondent regulations on the part of the United States; and the memorial was read.

On motion by Mr. King,

*Ordered,* That it be referred to the committee on Foreign Relations; to consider and report thereon by bill or otherwise.

After the consideration of executive business, the Senate adjourned to 11 o'clock to-morrow-morning; to which time the several orders of the day were postponed.

WEDNESDAY, January 22d, 1817.

The Senate resumed the consideration of the report of the committee on Naval Affairs on the memorial of Frederick Jenkins and Rensselaer Havens.

On motion by Mr. King,

*Ordered*, That the further consideration thereof, be postponed until Monday next.

The Senate resumed the consideration of the report of the committee of Claims, who were instructed to inquire into the expediency of authorizing by law the payment of the State to Georgia of certain claims for the services of the militia, called out under the authority of the United States, during the years 1792 and 1793. for the defence of the said State against Indian invasion.

On motion by Mr. Roberts,

*Ordered*, That the further consideration thereof, be postponed until Monday next: and that the report of the Secretary for the Department of War, of the 3d of February, 1803, in relation thereto, be printed for the use of the Senate.

Mr. Chace presented the petition of Reuben Attwater, late Secretary of the Michigan Territory, praying compensation for the destruction of his property by the British, at the surrender of Detroit by general Hull, as stated in the petition; which was read.

On motion by Mr. Chace,

*Ordered*, That it be referred to the committee

of Claims, to consider and report thereon by bill or otherwise.

Mr. Ruggles reported from the committee that they had examined and found duly enrolled the bill entitled "an act directing the discharge of John Ricaud from imprisonment;" the bill entitled "an act directing the discharge of Oliver Spellman from imprisonment;" also the bill entitled "an act making a partial appropriation for the subsistence of the army during the year 1817."

The bill authorizing the settlement of the accounts of Flavil Sabin, deceased, was read the second time.

The Senate resumed, as in committee of the whole, the consideration of the bill to authorize the State of Tennessee to issue grants, and perfect titles on certain locations of lands therein described, together with the amendments reported thereto by the committee on the Public Lands.

Mr. Campbell having proposed a further amendment:

On motion by Mr. Stokes,

*Ordered*, That the bill with the amendments proposed thereto, together with the memorial and representation of the legislature of the State of North-Carolina, respecting the lands reserved by said State, by her cession act, for the relief of her officers and soldiers, and other claimants within the territory of the State of Tennessee, be referred to the committee on the Public Lands, further to consider and report thereon.



A message from the House of Representatives, by Mr. Dougherty their Clerk:

Mr. President—The President of the United States on the 20th instant, approved and signed “an act for the relief William Haslet.”

The Speaker of the House of Representatives having signed several enrolled bills, I am directed to bring them to the Senate, for the signature of their President.

The House of Representatives have passed a bill entitled ‘an act to amend an act entitled ‘an act authorizing the payment of a sum of money to Joseph Stewart and others;’ in which bill they request the concurrence of the Senate. And he withdrew.

The bill last mentioned was read.

*Ordered*, That it pass to a second reading.

The President signed the three enrolled bills last reported to have been examined, and they were delivered to the committee, to be laid before the President of the United States.

On motion by Mr. Barbour,

*Resolved*, That five hundred copies be printed of the report of Mr. Jefferson, then Secretary of State, dated December 16th, 1793, on the privileges and restrictions of the commerce of the United States in foreign countries, pursuant to the resolution of the House of Representatives of February 23d, 1791.

On motion by Mr. Mason, of Virginia.

*Ordered*, That the committee of Claims, to

whom was referred the memorial of Thomas Ewell, be discharged from the further consideration thereof; and that the memorialist have leave to withdraw his memorial.

The Senate resumed, as in committee of the whole, the consideration of the bill to provide for the due execution of the laws of the United States within the State of Indiana.

On motion by Mr Noble,

*Ordered*, That the further consideration thereof, be postponed until Tuesday next.

The Senate resumed, as in committee of the whole; the consideration of the bill respecting the heirs and legatees of Thomas Turner, deceased.

And,

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the negative.

The Senate resumed, as in committee of the whole, the consideration of the bill to enable the people of the western part of the Mississippi Territory to form a constitution and State government; and for the admission of such State into the Union on an equal footing with the original States.

On motion by Mr. Tait,

*Ordered*, That the further consideration thereof, be postponed to, and made the order of the day for Monday next.

The Senate resumed, as in committee of the whole, the consideration of the bill to establish a separate territorial government for the eastern part of the Mississippi Territory.

**On motion by Mr. Tait,**

***Ordered,*** That the further consideration thereof be postponed to, and made the order of the day, for Tuesday next.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "an act to amend the act, 'authorizing the payment for property lost, captured, or destroyed by the enemy, while in the military service of the United States,' passed the 9th of April 1816," together with the amendments reported thereto by the committee of Claims.

**On motion by Mr. Talbot.**

***Ordered,*** That the further consideration thereof, be postponed until Friday next.

**On motion,**

The Senate adjourned to 11 o'clock to-morrow-morning.

**THURSDAY January 23d, 1817.**

The following written message was received from the President of the United States, by Mr. Todd, his Secretary.

**To the Senate of the United States:**

I transmit to the Senate, a report of the acting Secretary of War, in compliance with their resolution of the 8th instant.

**JAMES MADISON.**

**January 23d, 1817.**

The message and report therein mentioned were read.

The President communicated a report of the Acting Secretary of War, in compliance with the resolution of the Senate of the 21st instant, showing the posts at which the present army of the United States is stationed; and the actual number at each post respectively. And the report was read.

Mr. Talbot presented the petition of Richard Taylor, sen. a naval officer of the revolutionary war, praying a pension or other relief, in consideration of a severe wound, received while engaged in the service of his country, as stated in the petition; which was read.

On motion by Mr. Talbot,

*Ordered*, That it be referred to the committee on Pensions, to consider and report thereon, by bill or otherwise.

Mr. Campbell, from the committee on Finance, to whom the subject was referred, reported a bill making an appropriation to enable the President of the United States to hold treaties with the Indian tribes therein mentioned; and the bill was read.

*Ordered*, That it pass to a second reading.

On motion by Mr. King,

*Ordered*, That the memorial of the ship owners and others engaged in foreign commerce in the city of New-York, presented the 21st instant, be printed for the use of the Senate.

On motion by Mr. Fromentin,

*Ordered*, That the memorial of Fredrick Jenkins and Rensselaer Havens, in behalf of the owners, officers, and crew, of the late private armed brig General Armstrong, be printed for the use of the Senate.

On motion by Mr. Tait,

*Resolved*, That the committee on the Post-Office and Post-Roads, be instructed to inquire into the expediency of establishing a post-route from Milledgeville in Georgia, to Carnesville, by Washington, Elberton and Danielville.

The bill entitled, " an act to amend an act, entitled, ' an act, authorizing the payment of a sum of money to Joseph Stewart, and others,' " was read the second time.

On motion by Mr. Tait,

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon.

Mr. Roberts, from the committee of Claims, to whom the subject was referred, reported a bill, directing the discharge of William Smith from imprisonment; and the bill was read.

*Ordered*, That it pass to the second reading.

The Senate resumed the consideration of the bill to establish a new Executive Department, and for other purposes.

On motion by Mr. Campbell,

*Ordered*, That the further consideration thereof, be postponed until Monday next.

After the consideration of the executive business, the Senate adjourned to 11 o'clock to-morrow-morning.

FRIDAY, JANUARY 24th, 1817.

On motion by Mr. Roberts,

*Ordered*, That the committee of Claims, to whom was referred the petition of John Kingsbury, be discharged from the further consideration thereof.

Mr. Roberts, from the committee of Claims, to whom the subject was referred, reported a bill establishing the salaries of the messengers in the executive departments; and the bill was read.

*Ordered*, That it pass to the second reading.

Mr. Roberts, from the committee of Claims, to whom the subject was referred, also reported a bill for the relief of John Haslett; and the bill was read.

*Ordered*, That it pass to the second reading.

Mr. Goldshorough, from the committee of Claims, to whom was referred the bill entitled, "an act, to amend an act, entitled, 'an act authorizing the payment of a sum of money to Joseph Stewart and others,'" reported it without amendment.

Mr. Chace, from the committee on the Judiciary, who were instructed to inquire into the expediency of amending the law, regulating the intercourse with the Indian tribes, reported a bill to provide

for the punishment of crimes and offences committed within the Indian boundaries; and the bill was read.

*Ordered*, That it pass to the second reading.

Mr. Fromentin submitted the following motion for consideration :

*Resolved*, That every member of the Senate, and every member of the House of Representatives and every delegate of Territories, be supplied at the beginning of every Session of Congress with a copy of the acts of Congress passed at the preceding Session.

*Resolved further*, That every member of the present Congress be supplied with a copy of the acts passed at the first Session of the fourteenth Congress.

Mr. Morrow, from the committee on the Public Lands, to whom the subject was referred, reported a bill providing for the division of certain quarter sections in future sales of the public lands; and the bill was read.

*Ordered*, That it pass to the second reading.

On motion by Mr. Talbot,

*Ordered*, That the committee on Pensions, to whom was referred the petition of Richard Taylor, sen. be discharged from the further consideration thereof; and that it be referred to a select committee, to consider and report thereon, by bill or otherwise.

*Ordered*, That Mr. Talbot, Mr. Ashmun, and Mr. Williams, be the committee.

The Senate resumed, as in committee of the whole, the consideration of the bill authorizing the settlement of the accounts of Flavil Sabin, deceased: And,

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

The Senate resumed the consideration of the report of the committee on Military Affairs who were instructed "to inquire into the expediency of authorizing the appointment of additional agents for the payment of persons placed on the pension list."

On motion by Mr. Lacock,

*Ordered*, That the further consideration thereof be postponed until Monday next.

The bill directing the discharge of William Smith from imprisonment; was read a second time.

The bill making an appropriation to enable the President of the United States to hold treaties with the Indian tribes, for the purpose therein mentioned, was read the second time.

The Senate resumed, as in committee of the whole, the consideration of the bill to provide for the prompt settlement of public accounts, together with the amendments proposed thereto; and the bill having been amended, the President reported it to the House accordingly; and the amendments, made as in committee of the whole, having been agreed to with further amendments,

On motion by Mr. Talbot,



*Ordered*, That the further consideration of the bill, be postponed until Tuesday next; and that it be printed as amended, for the use of the Senate.

A message from the House of Representatives, by Mr. Dougherty their Clerk:

Mr. President—The President of the United States on the 22d instant, approved and signed “an act, directing the discharge of Oliver Spellman from imprisonment;” “an act, directing the discharge of John Ricaud from imprisonment;” and “an act, making a partial appropriation for the subsistence of the army during the year 1817.”

The House of Representatives have passed a bill entitled, “an act to repeal, after the close of the present Session of Congress, the act entitled, ‘an act to change the mode of compensation to the members of the Senate and House of Representatives, and the delegates from the Territories,’ passed the nineteenth of March, one thousand eight hundred and sixteen,” in which bill they request the concurrence of the Senate. And he withdrew.

The bill last mentioned was read.

*Ordered*, That it pass to the second reading.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled “an act to amend the act ‘authorizing the payment for property lost, captured, or destroyed by the enemy, while in the military service of the United States,’ passed the 9th of April, 1816,” together

with the amendments reported thereto by the committee of Claims.

On motion by Mr. Talbot,

*Ordered*, That the further consideration thereof be postponed until Wednesday next.

On motion by Mr. Mason, of N. H.

It was agreed that when the Senate adjourn it be to Monday next. And,

On motion,

The Senate adjourned to 11 o'clock on Monday morning.

### MONDAY, JANUARY 27, 1817.

The President communicated the report of the Secretary of the Treasury, made in obedience to the "act of March 3d, 1809, further to amend the several acts for the establishment and regulation of the Treasury, War, and Navy Departments," containing the statements therein required; and the report was read.

Mr. Tait, from the committee on Naval Affairs, to whom the subject was referred, reported a bill authorizing the appointment of hospital surgeons and hospital surgeons mates, in the navy of the United States, and the bill was read.

*Ordered*, That it pass to a second reading.

Mr. Tait also communicated sundry documents in relation thereto, which were read.

Mr. Roberts, from the committee of Claims, to whom was referred the petition of Rachael Dohr-

man, made a report, together with the following resolution:

*Resolved*, That a committee be appointed to draught and report a bill allowing ——— dollars annually to Rachael Dohrman, widow of Arnold Henry Dohrman, during such time as she may remain a widow, payable quarterly; and ——— dollars annual y to each of the minor children of said Dohrman until they shall respectively arrive at the age of twenty-one years, which benefits shall be received and applied under the superintendence of the orphan's court of the proper county.

The report and resolution were read.

Mr. Tait, from the committee on Naval Affairs, asked and obtained leave to report a bill "in addition to an act for the relief of George T. Ross and Daniel T. Patterson and the officers and men lately under their command," and the bill was read.

*Ordered*, That it pass to a second reading.

Mr. Tait, from the same committee, also asked and obtained leave to report a bill to repeal the second section of an act entitled, "an act concerning the pay of the officers, seamen, and marines in the navy of the United States," and the bill was read.

*Ordered*, That it pass to a second reading.

Mr. Troup submitted the following motion for consideration:

*Resolved*, That the President of the United States be requested to cause to be laid before the

Senate such information as he may possess touching the execution of so much of the first article of the late treaty of peace and amity, between his Britannic majesty and the United States of America, as relates to the restitution of slaves.

On motion by Mr. Tait,

*Ordered*, That the report of the Secretary of the Navy Department communicated the 2<sup>th</sup> instant, made in obedience to the resolutions of the Senate of the 21st of December, 1815, and the 8th of January instant, be printed for the use of the Senate.

The Senate resumed the consideration of the report of the committee on Military Affairs, who were instructed to inquire into the expediency of authorizing the appointment of additional agents for the payment of persons placed on the pension list—"That it is *inexpedient* to extend the provisions of the law on that subject."

Whereupon,

On motion by Mr. Lacock,

It was amended. And,

*Resolved*, That it is expedient to extend the provisions of the law on that subject.

*Ordered*, That it be recommitted to the committee on Military Affairs, to bring in a bill accordingly.

The Senate resumed the report of the committee on Naval Affairs, to whom was referred the memorial of Frederick Jenkins and Rensselaer Havens, in behalf of the owners, officers and crew

of the late private armed brig General Armstrong, which was amended and agreed to as follows.

*Resolved*, That the committee on Naval Affairs, be discharged from the further consideration of the memorial of Frederick Jenkins and Rensselaer Havens, and that the same be referred to the Secretary for the Department of State.

The Senate resumed the consideration of the report of the committee of Claims, who were instructed to inquire into the expediency of authorizing by law, the payment of certain claims of the State of Georgia, for militia services during the years 1792 and 1793. Whereupon,

*Resolved*, That a committee be appointed to draft and report a bill appropriating 109,130 dollars and 65 cents for the payment of the said claims to the State of Georgia.

On motion by Mr. Roberts,

*Ordered*, That the said resolution be recommitted to the committee of claims.

Mr. Chace, from the committee on the Judiciary, to whom was referred the bill entitled, "an act to explain the act to authorize certain officers and other persons to administer oaths, approved May 3d, 1798," reported it with amendments; which were read.

The resolution for supplying the members with certain acts of Congress, was read and amended.

*Ordered*, That it pass to the second reading.

The bill authorizing the settlement of the accounts of Flavil Sabin, deceased, having been re-

ported by the committee correctly engrossed, was read a third time and amended by unanimous consent.

*Resolved*, That this bill pass, and that the title thereof be, "an act authorizing the settlement of the accounts of Flavil Sabin, deceased."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The bill entitled, "an act to repeal, after the close of the present session of Congress, the act entitled, 'an act, to change the mode of compensation to the members of the Senate and House of Representatives, and the delegates from territories,' passed the 19th of March 1816," was read the second time.

Mr. Sanford presented the memorial of sundry merchants of the city of New-York, praying the establishment by law of uniform rates of damages and interest in cases of protests of inland as well as foreign bills of exchange; and the memorial was read.

On motion by Mr. Sanford,

*Ordered*, That it be referred to the committee on Commerce and Manufactures, to consider and report thereon by bill or otherwise.

The bill for the relief of John Haslet was read the second time.

The bill establishing the salaries of the messengers in the executive departments, was read the second time.

The bill providing for the division of certain

quarter sections in future sales of the public lands, was read the second time.

The bill to provide for the punishment of crimes and offences committed within the Indian boundaries, was read the second time.

Agreeably to order of the day, the Senate resumed, as in committee of the whole, the consideration of the bill to enable the people of the western part of the Mississippi Territory, to form a constitution and state government, and for the admission of such State into the Union on equal footing with the original States. And,

After progress,

On motion,

The Senate adjourned to 11 o'clock to-morrow-morning; to which time the several orders of the day were postponed.

TUESDAY, JANUARY 28th, 1817.

The following written message was received from the President of the United States by Mr. Todd, his Secretary:

To the Senate and House of Representatives  
of the United States:

I lay before Congress, copies of ratified treaties between the United States, and the following Indian tribes:

First—The Wea and Kickapoo.

Second—The United tribes of Ottawas, Chipewas and Potowotomies residing on the Illinois and Melwackee rivers and their waters, and on the south western parts of lake Michigan.

Third—That portion of the Winnebago tribe or nation residing on the Ouisconsin river.

Fourth—The Sacs of Rock river and the adjacent country.

Fifth—Eight bands of the Siouxs, composing the three tribes called the Siouxs of the Leaf; the Siouxs of the Broad Leaf; and the Siouxs who shoot in the pine tops.

Sixth—The Chickasaw tribe of Indians.

Seventh—The Cherokee tribe of Indians.

Eighth—The Chactaw tribe of Indians.

Congress will take into consideration how far legislative provisions may be necessary for carrying into effect stipulations contained in the said treaties.

JAMES MADISON.

January 25, 1817.

The message was read.

Mr. Goldsborough presented the petition of William B. Stokes praying compensation for the destruction of a house in Havre de Grace by his Britannic majesty's forces, in consequence of its having been occupied by the United States' troops, as stated in the petition; which was read.

On motion by Mr. Goldsborough,

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon by bill or otherwise.

Mr. Tichenor presented the petition of Lewis Olmsted, of Burlington, Vermont, praying to be discharged from imprisonment for reasons stated in the petition; which was read.



On motion by Mr. Tichenor,

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon by bill or otherwise.

Mr. Roberts, from the committee of Claims to whom the subject was referred, reported a bill making appropriations for the payment of certain claims for militia services to the State of Georgia; and the bill was read.

*Ordered*, That it pass to the second reading.

Mr. Williams, from the committee on Military Affairs, who were instructed on the subject, reported a bill to appoint additional pension agents, and the bill was read.

*Ordered*, That it pass to the second reading.

Mr. Talbot presented the memorial of Harry Toulman, praying some modification of the bill now before the Senate, for erecting the western part of the Mississippi Territory into a State; and the memorial was read.

The Senate resumed the consideration of the motion of the 27th instant, for information touching the execution of so much of the first article of the late treaty of peace and amity between his Britannic majesty and the United States of America, as relates to the restitution of slaves; and agreed thereto.

The Senate resumed the consideration of the report of the committee of Claims to whom was referred the petition of Rachael Dohrman, and having agreed thereto,

On motion by Mr. Roberts.

*Ordered*, That it be recommitted to the said committee to bring in a bill accordingly.

The bill authorizing the appointment of hospital surgeons, and hospital surgeons' mates in the navy of the United States, was read the second time.

The bill, in addition to "An act for the relief of George T. Ross and Daniel T. Patterson, and the officers and men lately under their command," was read the second time.

The bill to repeal the second section of an act, entitled "An act concerning the pay of officers, seamen, and marines in the navy of the United States" was read the second time.

The Senate resumed, as in committee of the whole, the consideration of the bill to enable the people of the western part of the Mississippi Territory to form a constitution and State government, and for the admission of such State into the Union on an equal footing with the original States; and the bill having been amended, the President reported it to the House accordingly; and the amendments were agreed to. And

On motion by Mr. Williams,

*Ordered*, That the further consideration of the bill be postponed until to-morrow.

The resolution for supplying the members with the acts of Congress, was read the second time.

The Senate resumed the consideration of the bill to establish a new Executive Department, and for other purposes.

On motion by Mr. Barbour,

*Ordered*, That the further consideration thereof be postponed until to-morrow.

The Senate resumed the consideration of the bill for the prompt settlement of public accounts. And the bill having been further amended;

On the question—" Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

After the consideration of Executive business the Senate adjourned to eleven o'clock to-morrow morning, to which time the several orders of day were postponed.

WEDNESDAY JANUARY 29, 1817.

Mr. Mason, of Virginia, presented another petition from Thomas Ewell on the subject of his contracts with the Navy Department respecting gunpowder, praying the interference of Congress to the end that the said contracts may be fulfilled; and the petition was read.

On motion by Mr. Mason, of Virginia,

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon by bill or otherwise.

Mr. Horsey, from the committee to whom was referred so much of the message of the President of the United States as relates to the slave trade, reported a bill respecting the transportation of persons of colour for sale, or to be held to labour; and the bill was read.

*Ordered*, That it pass to the second reading.

Mr. Horsey, from the same committee, also re-

ported a bill respecting persons escaping from the service of their masters; and the bill was read.

*Ordered*, That it pass to the second reading.

Mr. Mason, of Virginia, presented the memorial of Thomas Law, and others, members of the Columbian Institute, praying an act of incorporation, the grant of part of the public reservation in the city of Washington for a botanical garden, and pecuniary aid to enable them to extend the benefits flowing from the society; and the memorial was read.

On motion by Mr. Mason, of Virginia,

*Ordered*, That it be referred to the committee on the District of Columbia; to consider and report thereon by bill or otherwise.

Mr. Tait, from the committee on Naval Affairs, asked and obtained leave to report a bill to amend and explain an act giving pensions to the orphans and widows of persons slain in the public or private armed vessels of the United States; and the bill was read.

*Ordered*, That it pass to the second reading,

Mr. Tait also submitted sundry documents in relation thereto.

On motion by Mr. Morrow,

*Resolved*, That the committee on the Post-Office and Post-Roads be instructed to inquire into the expediency of establishing a post-road from Piqua, in the State of Ohio, to Fort Wayne; and report thereon.

The bill making appropriations for the payment

of certain claims for militia services to the State of Georgia, was read the second time.

The bill to appoint additional pension agents was read the second time.

The Senate resumed the consideration of the bill to enable the people of the western part of the Mississippi Territory to form a constitution and State government, and for the admission of such State into the Union on an equal footing with the original States; and the bill having been further amended,

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative, yeas 23, nays 11.

On motion by Mr. Tichenor,

The yeas and nays being desired by one fifth of the Senators present, those who voted in the affirmative are,

Messrs. Barbour,

Brown,

Campbell,

Chace,

Condit,

Fromentin,

Gaillard,

Horsey,

Howell,

Lacock,

Mason, of Va.

Morrow,

Messrs. Noble,

Roberts,

Ruggles,

Sanford,

Stokes,

Tait,

Talbot,

Troup,

Wells,

Williams,

Wilson.

Those who voted in the negative, are

Messrs. Ashmun,	Messrs. Mason, of N. H.
Daggett,	Smith,
Goldsborough,	Thompson,
Hunter,	Tichenor,
King,	Varnum.
Macon,	

The Senate resumed the consideration of the bill to establish a new Executive Department and for other purposes.

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the negative, yeas 11, nays 23.

On motion by Mr. Wilson,

The yeas and nays being desired by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Barbour,	Messrs. Lacock,
Campbell,	Mason, of Va.
Chace,	Roberts,
Fromentin,	Sanford,
Gaillard,	Smith.
Howell,	

Those who voted in the negative are,

Messrs. Ashmun,	Daggett,
Brown,	Goldsborough,
Condit,	Horsey,

Messrs. Hunter,	Messrs. Talbot,
King,	Thompson,
Macen,	Tichenor,
Mason, of N. H.	Troup,
Morrow,	Varnum,
Noble,	Wells,
Ruggles,	Williams,
Stokes,	Wilson.
Tait,	

A message from the House of Representatives by Mr. Dougherty, their Clerk:

Mr. President—The House of Representatives have passed the resolution, which originated in the Senate, to employ John Trumbull to compose and execute certain paintings.

They have also passed a bill, entitled “An act more effectually to preserve the neutral relations of the United States;” in which bill they request the concurrence of the Senate. And he withdrew.

The bill last mentioned was read.

*Ordered*, That it pass to the second reading.

Mr. Roberts, from the committee of Claims, pursuant to instructions, reported a bill for the relief of the widow and children of Arnold Henry Dohrman, deceased; and the bill was read.

*Ordered*, That it pass to the second reading.

On motion by Mr. Smith,

*Ordered*, That John Kingsbury have leave to withdraw his petition and documents.

On motion,

The Senate adjourned to 11 o'clock to-morrow morning ; to which time the several orders of the day were postponed.

THURSDAY, JANUARY 30th, 1817.

Mr. Sanford gave notice, that to-morrow he should ask leave to bring in a bill to provide for reports of the decisions of the Supreme Court.

Mr. Mason, of Virginia, presented the petition of Andrew J. Villard, praying remuneration for property destroyed by fire at Greenleaf's Point, in the city of Washington, in August 1814 ; as stated in the petition, which was read.

On motion by Mr. Mason, of Va.

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon, by bill or otherwise.

Mr. Mason, of Va. also presented the petition of Jacint Laval, late of the United States army, praying for relief in the settlement of his accounts, in consequence of his vouchers having been destroyed by fire in Andrew J. Villard's house at Greenleaf's Point, in August, 1814, as stated in the petition ; which was read.

On motion by Mr. Mason, of Va.

*Ordered*, That it be referred to the same committee, to consider and report thereon, by bill or otherwise.

Mr. Brown presented the petition of Denis de la Rondi, of New-Orleans, in the State of Louisiana, praying compensation for the destruction of



certain property by order of general Coffee, in the defence of New-Orleans; as stated in the petition; which was read,

On motion by Mr. Brown,

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon, by bill or otherwise.

Mr. Talbot, from the committee to whom the subject was referred, reported a bill granting a pension to commodore Richard Taylor; and the bill was read.

*Ordered*, That it pass to the second reading.

The bill respecting persons escaping from the service of their masters, was read the second time.

The bill for the relief of the widow and children of Arnold Henry Dohrman, deceased, was read the second time.

The bill to amend and explain "An act giving pensions to the orphans and widows of persons slain in the public or private armed vessels of the United States, was read the second time.

The bill entitled "An act more effectually to preserve the neutral relations of the United States," was read the second time.

On motion by Mr. Barbour,

*Ordered*, That it be referred to the committee on Foreign Relations, to consider and report thereon.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An

act to amend the 'act authorizing the payment for property lost, captured, or destroyed by the enemy, while in the military service of the United States, and for other purposes,' passed the 9th of April, 1816," together with the amendments reported thereto by the Committee of Claims, and Mr. Varnum was requested to take the chair

On motion by Mr. Mason, of N. H.

*Ordered*, That the bill be re-committed to the committee of Claims, with instructions so to amend the same, as to make it the duty of the commissioner to examine all testimony relating to claims arising under the 9th section, of the original act, and report the facts to Congress for their determination.

The Senate resumed, as in committee of the whole, the consideration of the bill to establish a separate territorial government for the eastern part of the Mississippi Territory; and the bill having been amended, the President reported it to the House accordingly. And the amendment having been concurred in,

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

The Senate resumed, as in committee of the whole, the consideration of the bill to provide for the due execution of the laws of the United States within the State of Indiana; and the bill having been amended, the President reported it to the House accordingly: and the amendments having been concurred in,

On the question—" Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

The bill to provide for the prompt settlement of the public accounts having been reported by the committee correctly engrossed, was read a third time and the blank filled.

*Resolved*, That this bill pass, and that the title thereof be, " an act, to provide for the prompt settlement of public accounts."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

Mr. Tichenor, from the committee of Claims, to whom the subject was referred, reported a bill directing the discharge of Lewis Olmstead from imprisonment; and the bill was read.

*Ordered*, That it pass to a second reading.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled, " an act for the relief of Henry Malcolm.

On motion by Mr. Roberts,

*Ordered*, That the further consideration thereof, be postponed until to-morrow.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled, " an act to repeal, after the close of the present session of Congress," the act entitled, ' an act to change the mode of compensation to the members of the Senate, and House of Representatives, and the delegates from territories;' passed the 19th of March, 1816."

On motion by Mr. Chace,

To strike out the proviso as follows, "*Provided alwa-s*, That nothing herein contained shall be construed to revive any act or acts or parts of acts repealed or suspended by the act hereby repealed."

It was determined in the negative, yeas 11, nays 22.

On motion by Mr. Chace,

The yeas and nays being desired by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Barbour,	Messrs. Noble,
Chace,	Ruggles,
Goldsborough,	Sanford,
Macon,	Tichenor,
Mason, of N. H.	Varnum,
Mason, of Va.	

Thesé who voted in the negative, are

Messrs. Ashmun,	Messrs. Lacock,
Brown,	Morrow,
Campbell,	Roberts,
Condit,	Smith,
Daggett,	Stokes,
Fromentin,	Talbot,
Gaillard,	Tait,
Horsey,	Thompson,
Howell,	Troup,
Hunter,	Wells,
King,	Williams.

No amendment having been agreed to, the President reported the bill to the House. And,

*Ordered*, That it pass to a third reading.

On motion,

The Senate adjourned to 11 o'clock to-morrow-morning, to which time the several orders of the day were postponed.

FRIDAY, JANUARY 31, 1817.

The President communicated a report of the President and Directors of the Washington Canal Company, made in obedience to the provisions of their charter, containing an account of their expenditures, with a statement of the clear profits thereof; and the report was read.

Agreeably to notice Mr. Sandford asked and obtained leave to bring in a bill to provide for the reports of the decisions of the supreme court; and the bill was read.

*Ordered*, That it pass to the second reading.

Mr. Williams, from the committee on Military Affairs, asked and obtained leave to report a bill making provision for subsisting the army of the United States, by authorizing the appointment of commissaries of subsistence; and the bill was read.

*Ordered*, That it pass to the second reading.

The bill respecting the transportation of persons of colour for sale or to be held to labour, was read the second time.

The bill granting a pension to commodore Richard Taylor, was read the second time.

The bill directing the discharge of Lewis Olmstead from imprisonment, was read the second time.

Mr. Brown presented the petition of Joseph Martin and others, emigrants from France, in behalf of themselves and of numerous others expected in the United States, who have associated for the purpose of forming a settlement for themselves and their posterity, in this country, praying for permission to purchase a body of land suited to their objects, belonging to the United States: and the petition was read.

On motion by Mr. Brown,

*Ordered*, That it be referred to the committee on the Public Lands, to consider and report thereon by bill or otherwise.

Mr. Goldsborough, from the committee of Claims, to whom was referred the petition on behalf of the representatives of Francis Cazeau, made a report together with the following resolution:

*Resolved*, That the committee of Claims be instructed to report a bill authorizing the payment of \$ 42,737 97, to the legal representatives of Francis Cazeau, late merchant at Montreal, or to his assignee or attorney, or other person lawfully constituted and empowered to receive the same.

The report and resolution were read.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act to amend an act entitled 'An act authorizing the payment of a sum of money to Joseph Stewart

and others;" and no amendment having been proposed, the President reported the bill to the House; and

*Ordered*, That it pass to a third reading.

The Senate resumed, as in committee of the whole, the consideration of the bill directing the discharge of William Smith from imprisonment: and no amendment having been proposed, the President reported the bill to the House; and

On the question—" Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled, " An act for the relief of Henry Malcolm;" and no amendment having been agreed to, the President reported the bill to the House: and

*Ordered*, That it pass to a third reading.

The bill to enable the people of the western part of the Mississippi Territory to form a constitution and State government, and for the admission of such State into the Union on an equal footing with the original States, having been reported by the committee correctly engrossed, was read a third time.

*Resolved*, That this bill pass, and that the title thereof be, " An act to enable the people of the western part of the Mississippi Territory to form a constitution and State government, and for the admission of such State into the Union, on an equal footing with the original States."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The bill to establish a separate Territorial government for the eastern part of the Mississippi Territory, having been reported by the committee correctly engrossed,

On motion by Mr. Tait,

*Resolved*, That it be referred to a select committee, to consider and report thereon.

*Ordered*, That Mr. Tait, Mr. Brown, and Mr. Chace, be the committee.

The bill to provide for the due execution of the laws of the United States within the State of Indiana, having been reported by the committee correctly engrossed, was read a third time, and the blanks filled, 1st, 1,000, 2d, 290, and 3d, 200.

*Resolved*, That this bill pass, and that the title thereof be, "An act to provide for the due execution of the laws of the United States, in the State of Indiana.

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The bill, entitled, "An act to repeal, after the close of the present session of Congress, the act, entitled, 'An act to change the mode of compensation of the members of the Senate and House of Representatives, and delegates from Territories,' passed the 19th of March, 1816," was read a third time.



**On motion by Mr. Daggett,**

**That the further consideration thereof be postponed to the 4th day of March next,**

**It was determined in the negative, yeas 7, nays 27.**

**On motion by Mr. Noble,**

**The yeas and nays being desired by one fifth of the Senators present, those who voted in the affirmative, are**

**Messrs. Ashmun,  
Daggett,  
Gaillard,  
Hunter,**

**Messrs. Morrow,  
Smith,  
Wells.**

**Those who voted in the negative are,**

**Messrs. Barbour,  
Brown,  
Campbell,  
Chace,  
Condit,  
Fromentin,  
Goldsborough,  
Horsey,  
Howell,  
King,  
Lacock,  
Macon,  
Mason, of N. H.  
Mason, of Va.**

**Messrs. Noble,  
Roberts,  
Ruggles,  
Sanford,  
Stokes,  
Talbot,  
Tait,  
Thompson,  
Tichenor,  
Troup,  
Varnum,  
Williams,  
Wilson.**

**On the question—" Shall this bill pass?"**

It was determined in the affirmative, yeas 27,  
nays 7.

On motion by Mr. Wilson,

The yeas and nays being desired by one fifth of  
the Senators present, those who voted in the af-  
firmative, are

Messrs. Barbour,	Messrs. Noble,
Brown,	Roberts,
Campbell,	Ruggles,
Chace,	Sanford,
Condit,	Stokes,
Fromentin,	Talbot,
Goldsborough,	Tait,
Horsey,	Thompson,
King,	Tichenor,
Lacock,	Troup,
Macon,	Varnum,
Mason, of N. H.	Williams,
Mason, of V.	Wilson.
Morrow,	

Those who voted in the negative, are

Messrs. Ashmun,	Messrs. Hunter,
Daggett,	Smith,
Gaillard,	Wells.
Howell,	

So it was

*Resolved*, That this bill do pass.

*Ordered*, That the Secretary notify the House  
of Representatives accordingly.

The Senate resumed, as in committee of the

whole, the consideration of the bill making an appropriation to enable the President of the United States to hold treaties with the Indian tribes for the purpose therein mentioned, and no amendment having been proposed, the President reported the bill to the House: And

On the question—" Shall this bill be engrossed and read a third time ?"

It was determined in the affirmative.

The Senate resumed, as in committee of the whole, the consideration of the bill for the relief of John Haslett, and no amendment having been agreed to, the President reported the bill to the House: And,

On the quesuon—" Shall this bill be engrossed and read a third time ?"

It was determined in the affirmative.

The Senate resumed, as in committee of the whole, the consideration of the bill to provide for the punishment of crimes and offences committed within the Indian boundaries, and no amendment having been agreed to, the President reported the bill to the House: And

On the question—" Shall this bill be engrossed and read a third time ?"

It was determined in the affirmative.

The Senate resumed, as in committee of the whole, the consideration of the bill providing for the division of certain quarter sections in future sales of the public lands; and no amendment

having been agreed to, the President reported the bill to the House : And

On the question—" Shall this bill be engrossed and read a third time ?"

It was determined in the affirmative.

The Senate resumed, as in committee of the whole, the consideration of the bill establishing the salaries of the messengers in the executive departments.

On motion by Mr. Roberts,

*Ordered*, That the further consideration thereof be postponed until Wednesday next.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled " An act to explain the act to ' authorize certain officers and other persons to administer oaths,' approved May 3d, 1798," together with the amendments reported thereto by the committee on the Judiciary ; and the amendments having been agreed to, the President reported the bill to the House accordingly.

On the question—" Shall the amendments be engrossed and the bill read a third time as amended ?"

It was determined in the affirmative.

Mr. Varnum presented the memorial of the members of the Peace Society of Massachusetts, representing their views of the methods " which may diminish the frequency or circumscribe the calamities of war" and " may express the most noble of all ambitions, that of promoting peace on

earth, and good will to man," and soliciting the attention of Congress: And the memorial was read.

On motion by Mr. Roberts,

It was agreed that when the Senate adjourn, it be to Monday next.

After the consideration of Executive business, the Senate adjourned to 11 o'clock, on Monday morning; to which time the several orders of the day were postponed.

### MONDAY, FEBRUARY 3, 1817.

Mr Sanford presented two memorials of sundry merchants of the city of New-York, praying certain commercial regulations and restrictions, with such aid and protection as will guard the mercantile and manufacturing interests of the nation from becoming victims to that foreign policy and influence which will produce their destruction: and the memorials were read.

On motion by Mr. Sanford,

*Ordered*, That they be severally referred to the committee of Commerce and Manufactures to consider and report thereon by bill or otherwise.

Mr. Roberts presented the petition of the Pennsylvania Society for promoting the abolition of slavery, the relief of free negroes unlawfully held in bondage, and for improving the condition of the African race, and the petition was read.

On motion by Mr. Roberts,

**Ordered,** That it be referred to the committee to whom was referred so much of the message of the President of the United States, as relates to the slave trade, to consider and report thereon, by bill or otherwise.

Mr. Mason, of Va. from the committee on the District of Columbia, to whom the subject was referred, reported a bill to incorporate the members of the Columbian Institute ; and the bill was read.

**Ordered,** That it pass to the second reading.

Mr. Roberts, from the committee of Claims to whom was recommitted the bill, entitled "An act to amend the act 'authorizing the payment for property lost, captured, or destroyed by the enemy while in the military service of the United States, and for other purposes,' passed the 9th of April, 1816," together with the amendments reported thereto, reported the said bill with amendments; which were read.

The Senate resumed the consideration of the report of the committee of Claims on the petition in behalf of the representatives of Francis Cazeau.

On motion by Mr. Roberts,

**Ordered,** That the further consideration thereof, be postponed until Wednesday next.

On motion, by Mr. Campbell,

**Ordered,** That the resolution for the appointment of an assistant door-keeper to the Senate, be postponed until the 4th day of March next.

The bill making provision for subsisting the army of the United States, by authorizing the ap-

pointment of commissaries of subsistence; was read the second time.

The bill to provide for reports of decisions of the supreme court, was read the second time.

On motion, by Mr. Sanford,

*Ordered*, That it be referred to the committee on the Judiciary, to consider and report thereon.

The bill entitled "An act for the relief of Henry Malcolm," was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The bill entitled "An act to amend an act, entitled an act authorizing the payment of a sum of money to Joseph Stewart and others," was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The amendments to the bill, entitled "An act to explain the act 'to authorize certain officers and other persons to administer oaths,' approved May 3d, 1798," having been reported by the committee correctly engrossed, the bill was read a third time as amended.

*Resolved*, That this bill pass with amendments.

The title was amended by striking out of the first line thereof, "explain," and inserting, in lieu thereof, "*extend the provisions of.*"

*Ordered*, That the Secretary request the con-

currence of the House of Representatives in the amendments.

The bill directing the discharge of William Smith from imprisonment, having been reported by the committee correctly engrossed, was read a third time.

*Resolved*, That this bill pass, and that the title thereof be, "An act directing the discharge of William Smith from imprisonment."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The bill making an appropriation to enable the President of the United States to hold treaties with the Indian tribes, for the purpose therein mentioned, was read a third time, and the blank filled with "50,000."

On the question—"Shall this bill pass?"

It was determined in the affirmative, yeas 24, nays 10.

On motion by Mr. Fromentin,

The yeas and nays being desired by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Ashmun,

Barbour,

Campbell,

Condit,

Gaillard,

Hardin,

King,

Messrs. Lacock

Macon,

Mason, of N. H.

Morrow,

Noble,

Roberts,

Ruggles,



Messrs. Sanford,  
Smith,  
Stokes,  
Tait,  
Talbot,

Messrs. Taylor,  
Tichenor,  
Troup,  
Varnum,  
Williams.

Those who voted in the negative, are

Messrs. Brown,  
Chace,  
Daggett,  
Fromentin,  
Goldsborough,

Messrs. Horsey,  
Mason, of Va.  
Thompson,  
Wells,  
Wilson.

So it was

*Resolved*, That this bill pass, and that the title thereof be, " An act making an appropriation to enable the President of the United States to hold treaties with the Indian tribes, for the purpose therein mentioned."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

Mr. Roberts, from the committee of Claims, to whom the subject was referred, reported a bill for the relief of Jacint Laval; and the bill was read.

*Ordered*, That it pass to a second reading.

The bill for the relief of John Haslett, having been reported by the committee correctly engrossed, was read a third time.

*Resolved*, That this bill pass, and that the title thereof be, " An act for the relief of John Haslett."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The bill to provide for the punishment of crimes and offences committed within the Indian boundaries, having been reported correctly engrossed,

On motion by Mr. Chace,

*Ordered*, That the further consideration thereof be postponed until Thursday next.

The bill providing for the division of certain quarter sections in future sales of the public lands, having been reported by the committee correctly engrossed, was read a third time.

*Resolved*, That this bill pass, and that the title thereof be, "An act providing for the division of certain quarter sections in future sales of the public lands."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The Senate resumed, as in committee of the whole, the consideration of the bill authorizing the appointment of hospital surgeons and surgeons' mates in the navy of the United States, and no amendment having been agreed to, the President reported the bill to the House.

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

The Senate resumed, as in committee of the whole, the consideration of the bill in addition to

an act for the relief of John T. Ross, and Daniel T. Patterson, and the officers and men lately under their command; and no amendment having been agreed to, the President reported the bill to the House; and

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

The Senate resumed, as in committee of the whole, the consideration of the bill to repeal the second section of an act, entitled "An act concerning the pay of officers, seamen, and marines in the navy of the United States," and no amendment having been agreed to, the President reported the bill to the House; and

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

The Senate resumed, as in committee of the whole, the resolution for furnishing each member of Congress with a copy of the laws of the United States, passed during a preceding session.

On motion by Mr. Wilson,

*Resolved*, That it be referred to a select committee; to consider and report thereon.

*Ordered*, That Mr. Fromentin, Mr. Wilson, and Mr. Lacock be the committee.

The Senate resumed, as in committee of the whole, the consideration of the bill making appropriations for the payment of certain claims for militia services, to the State of Georgia, and no

amendment having been agreed to, the President reported the bill to the House: And

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

The Senate resumed, as in committee of the whole, the consideration of the bill to appoint additional pension agents; and the bill having been amended, the President reported it to the House accordingly.

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

The Senate resumed, as in committee of the whole, the consideration of the bill respecting persons escaping from the service of their masters.

On motion by Mr. Macon,

*Ordered*, That the further consideration thereof be postponed to, and made the order of the day for Wednesday next.

The Senate resumed, as in committee of the whole, the consideration of the bill to amend and explain "An act giving pensions to the orphans and widows of persons slain in the public or private armed vessels of the United States," and no amendment having been agreed to, the President reported the bill to the House: And

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

The Senate resumed, as in committee of the

whole, the consideration of the bill for the relief of the widow and children of Arnold Henry Dohrman, deceased; and no amendment having been agreed to, the President reported the bill to the House: And

On the question—"Shall this bill be engrossed and read a third time?"

It was determined the affirmative.

Mr. Campbell submitted the following motion for consideration:

*Resolved*, That the committee on Public Lands be instructed to inquire into the expediency of establishing a new district, for surveying public lands south of the State of Tennessee.

The Senate resumed, as in committee of the whole, the consideration of the bill respecting the transportation of persons of colour for sale, or to be held to labour.

On motion by Mr. Horsey,

*Ordered*, That the further consideration thereof be postponed until Wednesday next.

The following written message was received from the President of the United States, by Mr. Todd, his secretary:

To the Senate and House of Representatives,  
of the United States:

The government of Great Britain, induced by the posture of the relations with the United States which succeeded the conclusion of the recent commercial convention, issued an order on the 17th day of August, 1815, discontinuing the discrimi-

nating duties payable in British ports on American vessels and their cargoes. It was not until the 22d of December, following, that a corresponding discontinuance of discriminating duties on British vessels and their cargoes, in American ports, took effect, under the authority vested in the executive by the act of March, 1816. During the period between those two dates there was, consequently, a failure of reciprocity or equality in the existing regulations of the two countries. I recommend to the consideration of Congress, the expediency of paying to the British government the amount of the duties remitted, during the period in question, to citizens of the United States; subject to a deduction of the amount of whatever discriminating duties may have commenced in British ports, after the signature of that convention, and been collected previous to the 17th of August, 1815.

JAMES MADISON,

February 3d, 1817.

The message was read.

The following written message was also received from the President of the United States, by Mr. Todd, his secretary :

To the Senate and House of  
Representatives of the United States :

The envoy extraordinary and minister plenipotentiary of his most christian majesty, having renewed, under special instructions from his govern-

ment, the claim of the representative of Baron de Beaumarchais, for one million of livres, which were debited to him in the settlement of his accounts with the United States, I lay before Congress copies of the memoir on that subject, addressed by the said envoy to the Secretary of State.

Considering that the sum of which the million of livres in question made a part, was a gratuitous grant from the French government to the United States, and the declaration of that government, that that part of the grant was put into the hands of M. de Beaumarchais as its agent, not as the agent of the United States, and was duly accounted for by him to the French government;—considering, also, the concurring opinions of two attorneys-general of the United States, that the said debit was not legally sustainable in behalf of the United States, I recommend the case to the favourable attention of the Legislature, whose authority alone can finally decide on it.

**JAMES MADISON.**

**January 31, 1817.**

The message and accompanying memoir were read.

On motion,

The Senate adjourned to 11 o'clock to-morrow morning.

**TUESDAY, FEBRUARY 4th, 1817.**

Mr. Brown presented the petition of Simon Sarazin, and J. B. Aubert, praying compensation for the forcible occupation and destruction of four houses in the town of Baton Rouge, by the officer commanding the United States' troops, in the year 1811; and the petition was read.

On motion by Mr. Brown,

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon by bill or otherwise.

Mr. Ruggles reported from the committee, that they had examined and found duly enrolled, the bill entitled "An act to repeal, after the close of the present session of Congress, the act, entitled, "An act to change the mode of compensation to the members of the Senate and House of Representatives, and the delegates from Territories, passed the 19th of March, 1816;" also, "the resolution to employ John Trumbull to compose and execute certain paintings."

Mr. Tait, from the committee to whom was re-committed the bill to establish a separate Territorial government for the eastern part of the Mississippi Territory, reported the same with an amendment; which was read.

Mr. Barbour, from the committee on Foreign Relations, to whom was referred the bill, entitled, "An act more effectually to preserve the neutral



relations of the United States," reported it with amendments; which were read.

Mr. Tichenor submitted the following motions for consideration :

*Resolved*, That the Military committee be instructed to inquire into the expediency of repealing or modifying so much of the 2d section of the act establishing the military staff, as relates to hospital surgeons and hospital surgeons' mates.

*Resolved*, That the Military committee be instructed to inquire into the expediency of a reform in the provisions of the laws respecting the allowance and pay of private servants to the military and staff officers of the army, in order to place them on a more economical establishment.

The bill for the relief of Jacint Laval, was read a second time.

The Senate resumed the consideration of the motion of the 3d instant, for instructing the committee on Public Lands to inquire into the expediency of establishing a new district for surveying public lands south of the State of Tennessee; and agreed thereto.

The Senate resumed as in committee of the whole, the consideration of the bill, granting a pension to commodore Richard Taylor, and the bill having been amended, the President reported it to the House accordingly.

On the question—" Shall this bill be engrossed, and read a third time?"

It was determined in the affirmative.

The bill entitled an act in addition to an act for the relief of George T. Ross and Daniel T. Patterson, and the officers and men lately under their command, having been reported by the committee correctly engrossed, was read a third time, and amended by unanimous consent.

*Resolved*, That this bill pass, and that the title thereof be, "An act, in addition to 'An act, for the relief of George T. Ross and Daniel T. Patterson, and the officers and men lately under their command.'"

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The bill authorizing the appointment of hospital surgeons and hospital surgeons' mates, in the navy of the United States, having been reported by the committee correctly engrossed,

On motion by Mr Daggett,

*Ordered*, That it be recommitted to the committee on Naval Affairs, further to consider and report thereon.

A message from the House of Representatives, by Mr. Dougherty, their Clerk:

Mr. President—The Speaker of the House of Representatives having signed an enrolled bill, and an enrolled resolution, I am directed to bring them to the Senate for the signature of their President.

The House of Representatives have concurred in the amendments of the Senate to the bill, enti-

pled, "An act to explain the act to authorize certain officers and persons to administer oaths, approved May 3d, 1798."

They have passed a bill, entitled, "An act concerning the navigation of the United States;" in which bill they request the concurrence of the Senate. And he withdrew.

The President signed the enrolled bill and enrolled resolution last reported to have been examined, and they were delivered to the committee to be laid before the President of the United States.

Mr. Roberts gave notice that to-morrow he should ask leave to bring in a bill authorizing a subscription for an additional volume of the laws of the United States, and for the distribution thereof.

The bill to repeal the second section of an act, entitled, "An act concerning the pay of officers, seamen and marines, in the navy of the United States," having been reported by the committee correctly engrossed, was read a third time.

*Resolved*, That this bill pass, and that the title thereof be, "An act to repeal the second section of an act concerning the pay of officers, seamen and marines, in the navy of the United States."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The bill making appropriations for the payment of certain claims for militia services to the State

of Georgia, having been reported by the committee correctly engrossed, was read a third time.

*Resolved.* That this bill pass, and that the title thereof be, "An act making appropriations for the payment of certain claims for militia services to the State of Georgia."

*Ordered,* That the Secretary request the concurrence of the House of Representatives in this bill.

The bill to appoint additional pension agents; the bill to amend and explain an act giving pensions to the orphans and widows of persons slain in the public or private armed vessels of the United States; and the bill for the relief of the widow and children of Arnold Henry Dohrman, deceased, were severally reported by the committee correctly engrossed.

After the consideration of executive business, the Senate adjourned to 11 o'clock to-morrow morning; to which time the several orders of the day were postponed.

WEDNESDAY, FEBRUARY 5th, 1817.

The bill brought up yesterday for concurrence was read the first and second time by unanimous consent.

On motion by Mr. Barbour,

*Ordered,* That it be referred to the committee on Foreign Relations, to consider and report thereon.

Mr. Williams, from the committee appointed to consider the subject, reported a bill to provide for the purchase and distribution of the laws of the United States; and the bill was read.

*Ordered*, That it pass to the second reading.

Mr. Roberts, from the committee of Claims, to whom was referred the petition of Sarah Dewees, made a report, which was read.

Mr. Roberts, from the same committee, also reported a bill for the relief of Sarah Dewees; and the bill was read.

*Ordered*, That it pass to the second reading.

Agreeably to notice, Mr. Roberts asked and obtained leave to bring in a bill authorizing a subscription for an additional volume of the laws of the United States, and for the distribution thereof; and the bill was read.

*Ordered*, That it pass to the second reading.

The Senate resumed the consideration of the motions for instructing the military committee to inquire into the expediency of repealing or modifying so much of the second section of the act establishing the military staff as relates to hospital surgeons and surgeons' mates; and of a reform in the provisions of the laws respecting the allowance and pay of private servants to the military and staff officers of the army, in order to place them on a more economical establishment; and agreed thereto.

The bill to incorporate the members of the Columbian Institute, was read the second time.

The engrossed bill to appoint additional pension agents, was read a third time.

*Resolved*, That this bill pass, and that the title thereof be, "An act to appoint additional pension agents."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The engrossed bill to amend and explain an act giving pensions to the orphans and widows of persons slain in the public or private armed vessels of the United States, was read a third time.

*Resolved*, That this bill pass, and that the title thereof be, "An act to amend and explain an act giving pensions to the orphans and widows of persons slain in the public or private armed vessels of the United States."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The engrossed bill for the relief of the widow and children of Arnold Henry Dohrman, deceased, was read a third time, and the blanks were filled, 1st, 300; 2d, 100

*Resolved*, That this bill pass, and that the title thereof be, "An act for the relief of the widow and children of Arnold Henry Dohrman, deceased."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The bill granting a pension to commodore

Richard Taylor, having been reported by the committee correctly engrossed, was read a third time and the blank filled.

*Resolved*, That this bill pass, and that the title thereof be, "An act granting a pension to commodore Richard Taylor."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

Agreeably to special order the Senate resumed, as in committee of the whole, the consideration of the bill respecting persons escaping from the service of their masters.

On motion by Mr. Smith,

*Ordered*, That the consideration thereof be further postponed to, and made the order of the day for to-morrow.

The Senate resumed, as in committee of the whole, the consideration of the bill directing the discharge of David Olmsted from imprisonment; and no amendment having been agreed to, the President reported the bill to the House. And

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

The Senate resumed, as in committee of the whole, the consideration of the bill making provision for subsisting the army of the United States, by authorizing the appointment of commissaries of subsistence.

On motion by Mr. Hardin,

*Ordered*, That the further consideration thereof be postponed until to-morrow.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled, "An act to amend the act 'authorizing the payment for property lost, captured, or destroyed by the enemy while in the military service of the United States, and for other purposes,' passed the ninth of April, 1816," together with the amendments reported thereto by the committee of Claims, and Mr Var-num was requested to take the chair; and the bill having been amended the President resumed the chair, and it was reported to the House accordingly; and the amendments having been concurred in,

On motion,

The Senate adjourned to 11 o'clock to-morrow morning; to which time the several orders of the day were postponed.

THURSDAY, FEBRUARY 6th, 1817.

On motion of Mr. Sanford,

*Ordered*, That William Radcliff and others, of the city of New-York, have leave to withdraw their petition and papers presented at the last session.

The Senate resumed the consideration of the report of the committee of Claims, to whom was referred the petition in behalf of the represen-



tatives of Francis Cazeau, and having agreed thereto.

On motion by Mr. Goldsborough,

*Ordered*, That it be recommitted to the said committee, to report a bill accordingly.

The bill for the relief of Sarah Dewees, was read the second time.

A message from the President of the United States, by Mr. Todd, his Secretary:

Mr. President—The President of the United States this day approved and signed a resolution to employ John Trumbull, to compose and execute certain paintings.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The bill authorizing a subscription for an additional volume of the laws of the United States, and for the distribution thereof, was read the second time.

The bill to provide for the purchase and distribution of the laws of the United States, was read the second time.

The engrossed bill to provide for the punishment of crimes and offences, committed within the Indian boundaries, having been read a third time.

On motion by Mr. Daggett,

*Ordered*; That it be recommitted to the committee on the Judiciary, further to consider and report thereon.

The bill directing the discharge of Lewis Olmsted from imprisonment, having been reported by

the committee correctly engrossed, was read a third time.

*Resolved*, That this bill pass, and that the title thereof be, "An act directing the discharge of Lewis Olmsted from imprisonment."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

Agreeably to special order the Senate resumed, as in committee of the whole, the consideration of the bill respecting persons escaping from the service of their masters.

Mr. Smith having proposed sundry amendments thereto.

On motion by Mr. Talbot,

*Ordered*, That the further consideration thereof be postponed to, and made the order of the for, Monday next, and that the amendments be printed for the use of the Senate.

After the consideration of executive business,

The Senate resumed the consideration of the bill entitled, "An act to amend the act authorizing the payment for property lost, captured, or destroyed by the enemy, while in the military service of the United States, and for other purposes," passed the ninth of April, 1816," as amended; and the bill having been further amended, and a further amendment being proposed by Mr. Talbot:

On motion,

The Senate adjourned to 11 o'clock to-morrow morning; to which time the several orders of the day were postponed.

**FRIDAY, FEBRUARY 7th, 1817.**

Mr. Ruggles reported from the committee that they had, on the 6th instant, laid before the President of the United States the enrolled bill and enrolled resolution last reported to have been examined; and that they had examined, and found duly enrolled, the bill entitled "An act for the relief of Henry Malcolm;" the bill entitled "An act to amend an act, entitled, 'An act authorizing the payment of a sum of money to Joseph Stewart and others;'" also the bill, entitled, "An act to extend the provisions of the act to authorize certain officers and other persons to administer oaths, approved May the third, one thousand seven hundred and ninety-eight."

The following written message was received from the President of the United States, by Mr. Todd, his Secretary:

To the Senate and House of Representatives  
of the United States:

On comparing the 4th section of the act of Congress, passed March 31, 1814, providing for the indemnification of certain claimants of public lands in the Mississippi Territory, with the article of agreement and cession between the United States and State of Georgia, bearing date April 30, 1802, it appears that the engagements entered into with the claimants interfere with the rights and interests secured to that State. I recommend to Con-

gress that provision be made, by law, for payments to the State of Georgia equal to the amount of Mississippi stock which shall be paid into the Treasury, until the stipulated sum of 1,250,000 dollars shall be completed.

JAMES MADISON.

February 6, 1817.

The message was read.

On motion by Mr. Tait,

*Ordered*, That it be referred to the committee on the Public Lands, to consider and report thereon by bill or otherwise.

The following written message was also received from the President of the United States, by Mr. Todd, his Secretary :

To the Senate of the United States :

I transmit to the Senate a report of the Secretary of State, complying with their resolution of the 28th of last month.

JAMES MADISON.

February 7, 1817.

The message and report therein mentioned were read.

The President communicated a report of the commissioners of the sinking fund, stating that the measures which have been authorized by the board subsequent to their last report, of the 7th of February, 1816, so far as the same have been completed, are fully detailed in the report of the Se-

cretary of the Treasury to this board, dated the 6th day of the present month, and in the statements therein referred to, which are herewith transmitted, and prayed to be received as part of this report; and the report was read.

Mr. Goldsborough, from the committee of Claims, pursuant to instructions, reported a bill for the benefit of the legal representatives of Francis Cazeau, late merchant of Montreal; and the bill was read.

*Ordered*, That it pass to the second reading.

Mr. Mason, of N. H., presented the memorial of the ship owners, and others interested in foreign commerce, in the town of Portsmouth, and State of New-Hampshire, representing that in consequence of the measures adopted by foreign nations for the promotion of their own navigation, the ship owners of the United States are deprived of an equal and fair participation in the carrying and West-India trade; that although the amount of tonnage has greatly increased since the year 1806, yet the employment of it has declined in a degree highly alarming to all who, like themselves, depend on navigation for their support and prosperity; and praying the adoption of such regulations as may relieve the navigation of the United States from its present embarrassment; and the memorial was read.

On motion by Mr. Mason, of N. H.,

*Ordered*, That it be referred to the committee on Foreign Relations, to consider and report there.

on by bill or otherwise, and that it be printed for the use of the Senate.

Mr. Ruggles presented the petition of James Reed and others, praying the right of pre-emption to a certain tract of land, on which they have erected certain improvements, as stated in the petition; which was read.

On motion by Mr. Ruggles,

*Ordered*, That it be referred to the committee on the Public Lands, to consider and report thereon by bill or otherwise.

Mr. Ruggles offered instructions from the legislature of the State of Ohio to their Senators, to use their influence to procure the passage of a law of Congress giving the inhabitants on the United States' reservation, at Lower Sandusky, the pre-emption right to such part or portion of said reservation as will secure to said inhabitants their improvements, upon such terms and conditions as may appear reasonable and just; and moved that they be received and read: And

It was determined in the negative.

Whereupon,

Mr. Wilson submitted the following motion for consideration:

*Resolved*, That the Senate deem it inexpedient that instructions from a State legislature to the Senators from such State, should be received and filed in the Senate.

On motion by Mr. Daggett,

*Ordered*, That the committee appointed to in-

quire into the expediency of repealing or modifying the law entitled, "An act to change the mode of compensation to the members of the Senate and House of Representatives, and delegates from Territories," be discharged from the further consideration thereof.

Mr. Hardin submitted the following motion for consideration :

*Resolved*, That the committee on Pensions be instructed to inquire into the expediency of granting pensions to the infant children of captain James Logan, the Shawnee chief who fell in the service of the United States, in the late war with Great Britain, with leave to report by bill or otherwise.

Mr. Morrow, from the committee on the Public Lands, to whom the subject was referred, reported a bill making reservation of certain public lands to supply timber for naval purposes; and the bill was read.

*Ordered*, That it pass to the second reading.

The Senate resumed the consideration of the bill entitled, "An act to amend the act authorizing the payment for property lost, captured, or destroyed by the enemy while in the military service of the United States, passed the 9th of April, 1816;" and the bill having been further amended,

On motion by Mr. Daggett,

To strike out the first section of the bill,

It was determined in the negative, yeas 16, nays

17.

On motion by Mr. Varnum,

The yeas and nays being desired by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Ashmun,	Messrs. Horsey,
Barbour,	Hunter,
Brown,	Mason, of Va,
Daggett,	Noble,
Fromentin,	Ruggles,
Goldsborough,	Talbot,
Hanson,	Tichenor,
Hardin,	Williams.

Those who voted in the negative, are

Messrs. Campbell,	Messrs. Sanford,
Condit,	Smith,
Gaillard,	Tait,
Howell,	Taylor,
Lacock,	Thompson,
Macon,	Troup,
Mason, of N. H.	Varnum,
Morrow,	Wilson.
Roberts,	

The bill having been further amended by adding thereto a new section,

On the question—" Shall the amendments be engrossed and the bill read a third time?"

It was determined in the affirmative.

A message from the House of Representatives, by Mr. Dougherty, their Clerk:

Mr. President—The President of the United



States, on the 6th instant, approved and signed "An act to repeal, after the close of the present session of Congress, the act, entitled, 'An act to change the mode of compensation to members of the Senate and House of Representatives, and the delegates from Territories,' passed the 19th of March, 1816."

The Speaker of the House of Representatives having signed three enrolled bills, I am directed to bring them to the Senate, for the signature of their President.

The House of Representatives have passed the bill which originated in the Senate, entitled, "An act providing for the division of certain quarter sections in future sales of the public lands."

They have passed a bill entitled, "An act concerning the naval establishment;" in which bill they request the concurrence of the Senate. And he withdrew.

The bill last mentioned was read the first and second time, by unanimous consent.

On motion by Mr. Tait,

*Ordered*, That it be referred to the committee on Naval Affairs, to consider and report thereon.

On motion by Mr. Lacock,

It was agreed that when the Senate adjourn, it be to Monday next.

The President signed the three enrolled bills last reported to have been examined, and they were delivered to the committee to be laid before the President of the United States.

The Senate resumed, as in committee of the whole, the consideration of the bill making provision for subsisting the army of the United States, by authorizing the appointment of commissaries of subsistence.

On motion by Mr. Williams,

*Ordered*, That the further consideration thereof be postponed until Monday next.

The Senate resumed, as in committee of the whole, the consideration of the bill establishing the salaries of the messengers in the executive departments.

On motion by Mr. Varnum,

*Ordered*, That the further consideration thereof be postponed until the fourth day of March next.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled, "An act more effectually to preserve the neutral relations of the United States," together with the amendments reported thereto by the committee of Foreign Relations.

On motion by Mr. Mason, of N. H.

*Ordered*, That the further consideration thereof be postponed until Monday next.

The Senate resumed, as in committee of the whole, the consideration of the bill for the relief of Jacint Laval, and no amendment having been agreed to, the President reported the bill to the House; and

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

The Senate resumed, as in committee of the whole, the consideration of the bill to incorporate the members of the Columbian Institute:

On motion by Mr. Mason, of Va.

*Ordered*, That the further consideration thereof, be postponed until Thursday next.

Mr. King presented the petition of Joseph E. Boyd, of Portland, in the District of Maine, praying to be allowed the sum of 1,374 dollars 35 cents in the settlement of his account, for reasons stated in the petition, which was read.

On motion by Mr. King,

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon by bill otherwise.

After the consideration of executive business, the Senate adjourned to 11 o'clock on Monday morning; to which time the several orders of the day were postponed.

#### MONDAY, FEBRUARY 10, 1817.

The credentials of the honourable John Williams, appointed a Senator by the executive of the State of Tennessee, to hold said appointment from the 4th day of March, next, until the meeting of the next session of the general assembly of that State; and the credentials were read.

*Ordered*, That they lie on file.

Mr. Ashmun presented the petition of Samuel

Upton and Thomas Adams, praying to be discharged from the payment of certain bonds given for duties on the goods found in the stores at Castine, in the State of Tennessee, upon the reoccupation of that place by the United States, under the treaty of peace, as stated in the petition; which was read.

On motion by Mr. Ashmun,

*Ordered*, That it be referred to the committee on Finance, to consider and report thereon by bill or otherwise.

Mr. Fromentin presented the petition of Edward Shubrick and others, officers of the late United States' brig Chippewa, stating, that in consequence of the loss of said brig, they had been deprived of their clothing and personal property, and praying remuneration therefor; and the petition was read.

On motion by Mr. Fromentin,

*Ordered*, That it be referred to the committee on Naval Affairs, to consider and report thereon by bill or otherwise.

Mr. Barbour, from the committee of Foreign Relations, to whom was referred the bill, entitled, "An act concerning the navigation of the United States," reported it with amendments, which were read.

On motion by Mr. Macon,

*Resolved*, That a committee be appointed, to join such committee as may be appointed by the House of Representatives, to ascertain and re-

port a mode of examining the votes for President and Vice President of the United States, and of notifying the persons elected of their election.

*Ordered*, That Mr. Macon, and Mr. Tait, be the committee on the part of the Senate.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

Mr. Tichenor presented the petition of James D. Follett, of Burlington, in the State of Vermont, praying the remission of a fine incurred under the act laying duties on licences to retailers of wines, spirituous liquors and foreign merchandise, as stated in the petition; which was read.

On motion by Mr. Tichenor,

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon by bill or otherwise.

Mr. Hunter presented the memorial of Francis Henderson and family, heirs and representatives of John Laurens, deceased, a lieutenant colonel in the army of the United States, and some time commissioned by Congress special minister to the court of France, praying the allowance of a certain claim exhibited in the memorial, with provision for the discharge thereof; and the memorial was read.

On motion by Mr. Hunter,

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon by bill or otherwise.

Mr. Morrow, from the committee on the Public

Lands, to whom the subject was referred, reported a bill to set apart and dispose of certain public lands for the encouragement of the cultivation of the vine and other exotic plants thereon; and the bill was read.

*Ordered*, That it pass to the second reading.

Mr. Morrow, from the same committee, also reported a bill to authorize the appointment of a surveyor for the lands in the northern part of the Mississippi Territory, and the sale of certain lands therein described; and the bill was read.

*Ordered*, That it pass to the second reading.

Mr. Roberts, from the committee of Claims, to whom was referred the petition of Joseph W. Page, made a report, together with the following resolution:

*Resolved*, That the petitioner have leave to withdraw his petition.

The report and resolution were read.

The amendments to the bill entitled "An act to amend the act 'authorizing the payment for property lost, captured, or destroyed by the enemy while in the military service of the United States, and for other purposes,' passed the 9th of April, 1816," having been reported by the committee correctly engrossed,

On motion by Mr. Barbour.

*Ordered*, That the further consideration of the bill be postponed until to-morrow.

The bill for the relief of Jacint Laya! having

been reported by the committee correctly engrossed, was read a third time.

*Resolved*, That this bill pass, and that the title thereof be, "An act for the relief of Jacint Laval."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

Mr. Tait, from the committee on Naval Affairs, to whom was recommitted the bill authorizing the appointment of hospital surgeons and hospital surgeons' mates in the navy of the United States, reported it with an amendment, which was read.

Mr. Chace, from the committee on the Judiciary, to whom was referred the bill to provide for the reports of the decisions of the supreme court, reported it without amendment.

Mr. Hardin submitted the following motion for consideration :

*Resolved*, That the committee on the Post-Office and Post-Roads, be instructed to inquire into the expediency of establishing a post-office at, and a post-route through, the town of Bedford, in the county of Gallatin, and State of Kentucky, with leave to report by bill or otherwise.

Mr. Taylor presented the petition of G. W. Johnson and others, praying compensation for certain lands, held under the original grantees from the French court of Vincennes, as stated in the petition ; which was read.

On motion by Mr. Taylor,

*Ordered*, That it be referred to the committee

on the Public Lands, to consider and report thereon by bill or otherwise.

Mr. Ruggles reported from the committee that they had, on the 8th instant, laid before the President of the United States the three enrolled bills last reported to have been examined.

Mr. Ruggles submitted the following motion for consideration :

*Resolved*, That the committee on Public Lands be instructed to inquire into the expediency of making provision by law, for granting the right of pre-emptions to the inhabitants settled on the reservation at Sandusky, in the State of Ohio.

Mr. Taylor submitted the following motion for consideration :

*Resolved*, That the committee on the Post-Office and Post-Roads be instructed to inquire into the expediency of establishing the following post-routes, viz : from Corydon, by Shoemaker's, Troy, Mount Duval, Darlington, and Evansville, to Harmony ; from Corydon, by Greenville and Fredericksburg, to Salem ; and from Vincennes, by Princeton and Evansville, to Hendersonville, in the State of Kentucky, and that they have leave to report by bill or otherwise.

Mr. Chace submitted the following motion for consideration :

*Resolved*, That the committee on Finance be instructed to inquire into the expediency of continuing in force, after the present session of Congress, the act passed on the third day of March, 1815,



entitled, "An act further to provide for the collection of duties on imports and tonnage," with leave to report by bill or otherwise.

Mr. Barbour submitted the following motion for consideration :

*Resolved*, That the committee on Finance be instructed to inquire into the expediency of amending the law passed April 19, 1816, entitled, "An act to abolish the existing duties on spirits distilled within the United States, and to lay other duties in lieu of those at present imposed on licenses to distillers of spirituous liquors," so far as to exempt the distillation of spirituous liquors exclusively made of fruit from the operation of the act aforesaid.

The Senate resumed the consideration of the motion of the 7th instant, "that the Senate deem it inexpedient that instructions from a State legislature to the Senators from such State, should be received and filed in the Senate."

On motion by Mr. Mason, of N. H.

*Ordered*, That the further consideration thereof, be postponed until the fifth day of March next.

The Senate resumed the consideration of the motion of the 7th instant, for instructing the committee on Pensions to inquire into the expediency of granting pensions to the infant children of captain James Logan, a Shawnee chief and agreed thereto.

The bill for the benefit of the legal represen-

tatives of Francis Cazeau, late merchant of Montreal, was read the second time.

The Senate resumed the consideration of the bill respecting persons escaping from the service of their masters, together with the amendments proposed thereto.

On motion by Mr. Smith,

*Ordered*, That the further consideration thereof, be postponed until Thursday next.

A message from the House of Representatives, by Mr. Dougherty, their Clerk:

Mr. President—The President of the United States on the 8th instant, approved and signed, “An act to extend the provisions of the act to authorize certain officers and other persons to administer oaths,” approved May 3d 1798;” “An act to amend an act entitled, An act authorizing the payment of a sum of money to Joseph Stewart and others;” also, “An act for the relief of Henry Malcolm.”

The House of Representatives have passed the bill which originated in Senate, entitled, “An act directing the discharge of Lewis Olmsted from imprisonment.”

They have passed a bill entitled, “An act for the relief of Park Holland,” also, a bill entitled, “An act to set apart and pledge as a permanent fund for internal improvement the *bonus* of the National Bank, and the United States’ share of its dividends:” in which bills they request the concurrence of the Senate. And he withdrew.

The two bills last mentioned were read.

*Ordered*, That they severally pass to the second reading.

The Senate resumed, as in committee of the whole, the consideration of the bill respecting the transportation of persons of colour for sale, or to be held to labour; and the bill having been amended,

On motion by Mr. Hardin,

*Ordered*, That the further consideration thereof, be postponed until to-morrow.

The Senate resumed, as in committee of the whole, the consideration of the bill making provision for subsisting the army of the United States, by authorizing the appointment of commissioners of subsistence. And after progress:

On motion by Mr. Tichenor,

*Ordered*, That the further consideration thereof be postponed until to-morrow.

Mr. Lacock submitted the following motion for consideration,

*Resolved*, That the President of the United States be requested to cause to be laid before the Senate—

1st. The number of complete rations and parts of rations issued by the commissaries of the north-western army from the 1st of September, 1812, to the 31st of May, 1813.

2d. The number of rations and parts of rations issued by the contractors for the same period.

3d. The number of rations and parts of ration issued by the commissaries to said army from the 31st of May, 1813, to the 1st of June, 1814.

4th. The number of rations and parts of rations issued by the contractors for the same period.

5th. The amount of provisions bought by the commissaries and public agents for said army for each of the periods aforesaid, the whole expense of such purchases, with the wages paid to commissaries and agents. The expense of transportation, and all incidental expenses incurred by this mode of supplying the army.

6th. The whole amount of money paid to the contractors for supplying the army for each of the periods aforesaid.

7th. The whole amount of provisions turned over by the contractors on the 1st of June, 1814, to the United States, and by the United States to other contractors within that year.

8th. The amount of money advanced in the winter of 1814, and 1815, by order of general Macomb, at Detroit, to the commissary, for the purpose of purchasing provisions on the allegation of an anticipated failure by the contractors. The amount of money actually paid in the purchase of such provisions, with a detailed account, as far as practicable, of the price of the different articles.

9th. The amount of the last-mentioned provisions delivered to the contractors, or issued to the army, particularizing in each case.

Mr. Noble submitted the following motion for consideration:

*Resolved*, That the committee on the Public Lands be instructed to inquire into the expediency of establishing a land office in the eastern part of the State of Indiana.

On motion,

The Senate adjourned to 11 o'clock to-morrow morning; to which time the several orders of the day were postponed.

TUESDAY, FEBRUARY 11th, 1817.

Mr. Troup submitted the following motion for consideration:

*Resolved*, That the committee on Commerce and Manufactures be instructed to inquire into the expediency of establishing, by law, the town of Darien, in the State of Georgia, as a port of entry.

The Senate resumed the consideration of the report of the committee of Claims, to whom was referred the petition of Joseph W. Page. Whereupon,

*Resolved*, That the petitioner have leave to withdraw his petition.

The Senate resumed the consideration of the motion of the 10th instant, submitted by Mr. Taylor, for instructing the committee on the Post-Office and Post-Roads to inquire into the expediency of establishing certain post-routes, and agreed thereto.

The Senate resumed the consideration of the motion of the 10th instant, for instructing the committee on Finance to inquire into the expediency of continuing in force, after the present session of Congress, the bill, entitled, "An act further to provide for the collection of duties on imports and tonnage;" and agreed thereto.

The Senate resumed the consideration of the motion of the 10th instant, for instructing the committee on Finance to inquire into the expediency of exempting from duties the distillation of spirituous liquors exclusively made of fruit; and

On the question to agree thereto,

It was determined in the negative.

Mr. Macon, from the joint committee appointed on the 10th instant to ascertain and report a mode of examining the votes for President and Vice-President of the United States, and of notifying the persons elected of their election, reported in part the following resolution, which was read and agreed to :

*Resolved*, That the two Houses shall assemble in the chamber of the House of Representatives on Wednesday next, at 12 o'clock; that one person be appointed a teller, on the part of the Senate, to make a list of votes as they shall be declared; that the result shall be delivered to the President of the Senate, who shall announce the state of the votes, and the persons elected, to the two Houses assembled as aforesaid, which shall be deemed a declaration of the persons elected Pre-

sident and Vice-President, and, together with a list of the votes, be entered on the journals of the two Houses.

*Ordered*, That Mr. Macon be appointed teller on the part of the Senate, agreeably to the foregoing resolution.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

Mr. Campbell, from the committee on Finance, who were instructed, by a resolution of the Senate, to inquire into the expediency of so altering the law imposing a duty on carriages as to exempt from its operation any carriage which is usually and chiefly employed in husbandry, or for the transportation or carrying of goods, reported the following resolution; which was read:

*Resolved*, That it is not expedient, at present, to alter the law imposing a duty on carriages, so as to exempt from duty any carriage which is usually and chiefly employed in husbandry, or for transportation or carriage of goods.

Mr. Campbell, from the same committee, who were instructed, by a resolution of the Senate, to inquire into the expediency of repealing an act, entitled, "An act increasing the compensation allowed the sergeant-at-arms of the Senate and House of Representatives, and of the door-keeper of the Senate and House of Representatives," approved March 13th, 1815, reported the following resolution, which was read:

*Resolved*, That it is not expedient to repeal the

act, entitled, "An act increasing the compensation allowed the sergeant-at-arms of the Senate and House of Representatives, and of the door-keeper of the Senate and House of Representatives," approved 13th March, 1815.

The Senate resumed the consideration of the motion submitted the 10th instant, by Mr. Hardin, which was modified, and agreed to as follows :

*Resolved*, That the committee on the Post-Office and Post-Roads be instructed to inquire into the expediency of establishing a post-route from Port William, in the State of Kentucky, by Bedford, to Newcastle, in the said State.

The Senate resumed the consideration of the motion submitted the 10th instant, by Mr. Lacock, for requesting the President of the United States, to cause to be laid before the Senate, certain information in relation to certain commissioners and contractors, supplying the army; and agreed thereto.

The Senate resumed the consideration of the motion of the 10th instant, for instructing the committee on Public Lands to inquire into the expediency of establishing a land-office in the eastern part of the State of Indiana; and agreed thereto.

The Senate resumed the consideration of the motion of the 10th instant, for instructing the committee on Public Lands to inquire into the expediency of making provision by law, for granting the right of pre-emption to the inhabitants settled



on the reservation at Sandusky, in the State of Ohio; and agreed thereto.

The bill making reservation of certain public lands to supply timber for naval purposes, was read the second time.

The bill entitled, "An act for the relief of Park Holland," was read the second time.

On motion by Mr. Varnum,

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon.

The bill entitled, "An act to set apart and pledge as a permanent fund for internal improvements, the bonus of the National Bank, and the United States' share of its dividends," was read the second time.

On motion by Mr. Lacock,

*Ordered*, That it be referred to the committee on Roads and Canals, to consider and report thereon.

On motion by Mr. Lacock,

To re-consider the vote on passing to a third reading the bill entitled, "An act to amend the act 'authorizing the payment for property lost, captured, or destroyed by the enemy, while in the military service of the United States,' passed the 9th day of April, 1816," as amended.

It was determined in the affirmative yeas 20, nays 15.

On motion by Mr. Varnum,

The yeas and nays being desired by one fifth

of the Senators present, those who voted in the affirmative, are

Messrs. Ashmun,	Messrs. Howell,
Barbour,	Hunter,
Brown,	King,
Chace,	Noble,
Daggett,	Ruggles,
Dana,	Sanford,
Fromentin,	Stokes,
Goldsbrough,	Talbot,
Hanson,	Tichenor,
Hardin,	Williams.

Those who voted in the negative, are

Messrs. Campbell,	Messrs. Smith,
Condit,	Tait,
Gaillard,	Taylor,
Lacock,	Thompson,
Macon,	Troup,
Mason, of N. H.	Varnum,
Morrow,	Wilson.
Roberts,	

Mr. Lacock also moved to reconsider the vote on the motion to strike out the first section of the bill; and

On motion by Mr. Varnum,

It having been agreed to take the question by yeas and nays:

On motion by Mr. Mason, of N. H.,

*Ordered*, That the further consideration of the bill be postponed until Thursday next.

On motion by Mr. Fromentin,

*Ordered*, That it be printed, as amended, for the use of the Senate.

A message from the House of Representatives, by Mr. Dougherty, their Clerk:

Mr. President—The House of Representatives have passed the bill which originated in the Senate, entitled, “An act to repeal the second section of an act, entitled, ‘An act concerning the pay of officers, seamen, and marines, in the navy of the United States.’”

They concur in the resolution of the Senate for the appointment of a joint committee to ascertain and report a mode of examining the votes for President and Vice-President of the United States, and of notifying the persons elected of their election, and have appointed a committee on their part. And he withdrew.

The Senate resumed, as in committee of the whole, the consideration of the bill respecting the transportation of persons of colour for sale or to be held to labour: and,

On motion by Mr. Daggett,

*Ordered*, That the further consideration thereof be postponed until Thursday next.

The Senate resumed, as in committee of the whole; the consideration of the bill making provision for subsisting the army of the United States, by authorizing the appointment of commissaries of subsistence: and,

On motion by Mr. Roberts,

*Ordered*, That the further consideration thereof be postponed until the fourth of March, next.

A message from the House of Representatives, by Mr. Dougherty, their Clerk :

Mr. President—The House of Representatives agree to the report of the joint committee appointed to ascertain and report a mode of examining the votes for President and Vice-President of the United States, and of notifying the persons elected of their election, and have appointed Mr. Jackson and Mr. Pitkin tellers on their part.

I am also directed to inform the Senate that, when the members thereof appear in the chamber of the House of Representatives to-morrow, their President will be introduced to the chair of the House by the Speaker. And he withdrew.

Mr. Daggett submitted the following motion for consideration :

*Resolved*, That the committee of Pensions be instructed to inquire into the propriety of placing James Gorham, of New-Haven, in Connecticut, on the pension list.

Mr. Brown gave notice that to-morrow he should ask leave to bring in a bill authorizing vessels departing from the town of Bayou St. John, and basin of the canal de Carondelet, to clear out at the custom-house at New-Orleans.

On motion,

The Senate adjourned to 11 o'clock to-morrow morning ; to which time the several orders of the day were postponed.

WEDNESDAY, FEBRUARY 12th, 1817.

Mr. Roberts, from the committee of Claims, to whom was referred the petition of Samuel Brown, made a report, together with the following resolution :

*Resolved*, That the petitioner have leave to withdraw his petition.

Mr. Tait, from the committee on Naval Affairs, submitted the following motion for consideration :

*Resolved*, That the President of the United States be requested to cause to be examined and surveyed the eastern entrance into Long-Island Sound, the harbour of Newport, and Hampton-Roads, by commissioners; and that the said commissioners report their opinions as to the practicability of defending the said Sound, Harbour, and Roads by fortifications: and if defensible, or any of them, what would be the probable expense thereof.

That he be requested, also, to cause to be examined the coasts and waters of the United States, north of the Delaware, with a view to the selection of a proper site for a Naval Depot, Rendezvous, and Dock Yard: and, it is further requested, that the said reports, opinions, and estimates be laid before the Senate in the first week of the next session of Congress.

Mr. Tait, from the same committee, to whom was referred the bill, entitled, " An act, supplementary to an act, entitled, ' An act concerning

the naval establishment," reported it without amendment.

The bill to authorize the appointment of a surveyor for the lands in the northern part of the Mississippi Territory, and the sale of certain lands therein described, was read the second time.

On motion by Mr. Wilson,

*Ordered*, That William Gamble have leave to withdraw his petition, with the documents, presented at the last session of Congress.

The bill to set apart and dispose of certain public lands for the encouragement of the cultivation of the vine and other exotic plants thereon, was read the second time.

A message from the House of Representatives, by Mr. Dougherty, their Clerk :

Mr. President—The House of Representatives is now ready to attend the Senate, and proceed in opening the certificates and counting the votes of the electors of the several States for a President and Vice-President of the United States, in pursuance of the resolution of the two Houses of Congress. And he withdrew.

The two Houses of Congress, agreeably to the joint resolution, assembled in the Representatives' chamber, and the certificates of the electors of the several States, were, by the President of the Senate, opened and delivered to the tellers appointed for the purpose, who, having examined and ascertained the number of votes, presented a list thereof to the President of the Senate, which was read as follows :

STATES.	For President.		For Vice-President.				
	James Monroe, of Virginia	Rufus King, of New-York.	Daniel D. Tompkins, of New-York	John E. Howard, of Maryland.	James Ross, of Pennsylvania.	John Marshall, of Virginia.	Robert G. Harper, of Maryland.
New-Hampshire, . .	8		8				
Massachusetts, . .		22		22			
Rhode-Island, . .	4		4				
Connecticut, . . .		9			5	4	
Vermont, . . . . .	8		8				
New-York, . . . . .	29		29				
New-Jersey, . . . .	8		8				
Pennsylvania, . . .	25		25				
Delaware, . . . . .		3					3
Maryland, . . . . .	8		8				
Virginia, . . . . .	25		25				
North-Carolina, . .	15		15				
South-Carolina, . .	11		11				
Georgia, . . . . .	8		8				
Kentucky, . . . . .	12		12				
Tennessee, . . . .	8		8				
Ohio, . . . . .	8		8				
Louisiana, . . . . .	3		3				
Indiana, . . . . .	3		3				
	183	34	183	22	5	4	3

The whole number of votes being 217, of which 109 make a majority.

Whereupon,

The President of the Senate declared James Monroe, elected President of the United States, for four years, commencing with the fourth day of March, next; and Daniel D. Tompkins, Vice-President of the United States, commencing with the fourth day of March, next.

The votes of the electors were then delivered to the Secretary of the Senate; the two Houses of Congress separated, and the Senate returned to their own chamber.

On motion,

The Senate adjourned to 11 o'clock to-morrow morning; to which time the several orders of the day were postponed.

THURSDAY, FEBRUARY 13th, 1817.

Mr. Barbour submitted the following motion, which was read and considered.

*Resolved*, That the journal of the proceedings of the Senate on yesterday, so far as they are connected with the service of counting the ballots for President and Vice-President of the United States, be made up in conformity to the precedents heretofore established in similar cases; and

On the question, to agree thereto.

It was determined in the affirmative, yeas 20, nays 16.

On motion by Mr. Dana,



The yeas and nays being desired by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Ashmun,

Barbour,

Brown,

Campbell,

Daggett,

Gaillard,

Hardin,

Horsey,

Howell,

Hunter,

Messrs. King,

Mason, of N. H.

Mason, of Va.

Morrow,

Roberts,

Stokes,

Talbot,

Troup,

Williams,

Wilson.

Those who voted in the negative, are

Messrs. Chace,

Condit,

Dana,

Fromentin,

Lacock,

Macon,

Noble,

Ruggles,

Messrs. Sanford,

Smith,

Tait,

Taylor,

Thompson,

Tichenor,

Varnum,

Wells.

On motion by Mr. Macon,

*Resolved*, That the President of the United States be requested to cause to be delivered to James Monroe, esquire, of Virginia, now Secretary of State, of the United States, a notification of his election to the office of President of the United States; and to be transmitted to Daniel D. Tompkins, esquire, of New-York, a notification

of his election to the office of Vice-President of the United States; and that the President of the Senate do make out and sign a certificate in the words following, viz.:

*“Be it known,* That the Senate and House of Representatives of the United States of America, being convened at the city of Washington, on the second Wednesday in February, in the year of our Lord, one thousand eight hundred and seventeen, the underwritten President of the Senate pro tempore, did, in presence of the said Senate and House of Representatives, open all the certificates and count all the votes of the electors for President and Vice-President of the United States; whereupon it appeared that James Monroe, of Virginia, had a majority of the votes of the electors as President, and Daniel D. Tompkins, of New-York, had a majority of the votes of the electors as Vice-President. By all which it appears that James Monroe, of Virginia, has been duly elected President, and Daniel D. Tompkins, of New-York, has been duly elected Vice-President of the United States, agreeably to the Constitution.

“In witness whereof, I have hereunto set my hand, this      day of February, one thousand eight hundred and seventeen.”

And that the President of the Senate, do cause the certificate aforesaid, to be laid before the President of the United States, with this resolution.

Mr. Lacock presented the petition of George

Thomas and others, praying for the establishment of an uniform system of bankruptcy, and the petition was read.

On motion by Mr. Lacock,

*Ordered*, That it be referred to the committee on the Judiciary, to consider and report thereon by bill or otherwise.

Mr. Lacock also presented the petition of D. W. Boudet, stating that he has been for some time past making arrangements for establishing a museum of natural and artificial curiosities, to which he intends to devote his time and labours, and praying that the establishment may be denominated, in law, a National Museum, for reasons stated in the petition, which was read.

On motion by Mr. Lacock,

*Ordered*, That it be referred to the committee to whom was referred so much of the message of the President of the United States as relates to a national university, to consider and report thereon by bill or otherwise.

Mr. Roberts, from the committee of Claims, to whom was referred the petition of Andrew J. Villard, made a report, together with the following resolution:

*Resolved*, That the petitioner have leave to withdraw his petition.

The report and resolution were read.

Mr. Morrow, from the committee on Public Lands, to whom was re-committed the bill to authorize the State of Tennessee to issue grants and

perfect titles on certain entries and locations of lands therein described, reported it with amendments, which were read.

Mr. Wilson, from the committee of Claims, to whom was referred the petition of Simon Sarazin and J B Aubert, of Baton Rouge, in the State of Louisiana, made a report, together with the following resolution :

*Resolved*, That the petitioners have leave to withdraw their papers.

Mr. Chace presented the petition of James Green, late a captain in the United States army, praying relief in consideration of wounds received while in the service of his country, as stated in the petition, which was read.

On motion by Mr. Chace,

*Ordered*, That it be referred to the committee on Pensions, to consider and report thereon by bill or otherwise.

The Senate resumed the consideration of the motion of the 11th instant, for instructing the committee on Commerce and Manufactures to inquire into the expediency of establishing, by law, the town of Darien, in the State of Georgia, as a port of entry, and agreed thereto.

The Senate resumed the consideration of the motion of the 11th instant, for instructing the committee of Pensions to inquire into the propriety of placing James Gorham, of New-Haven, in Connecticut, on the pension list; and agreed thereto.

The Senate resumed the consideration of the

motion submitted on the 12th instant, by Mr. Tait, from the committee on Naval Affairs; which, having been amended, on motion by Mr. Barbour was agreed to as follows:

*Resolved*, That the President of the United States be requested to cause to be examined and surveyed the eastern entrance into Long-Island Sound the harbour of Newport, and Hampton-Roads, and of York River, by commissioners; and that the said commissioners report their opinions as to the practicability of defending the said sound, harbour, river, and Roads, by fortifications: and if defensible, or any of them, what would be the probable expense thereof.

That he be requested, also, to cause to be examined the coasts and waters of the United States north of the Delaware, with a view to the selection of a proper site for a naval depot, rendezvous, and dock yard: and, it is further requested, that the said reports, opinions and estimates, be laid before the Senate in the first week of the next session of Congress.

The Senate resumed the consideration of the report of the committee on Finance, who were instructed by a resolution of the Senate to inquire into the expediency of repealing an act, entitled, "An act increasing the compensation allowed the sergeant-at-arms of the Senate and House of Representatives, and of the door-keeper of the Senate and House of Representatives," approved March 13th, 1815, and agreed thereto.

The Senate resumed the consideration of the report of the committee on Finance, who were instructed by a resolution of the Senate to inquire into the expediency of so altering the law imposing a duty on carriages, as to exempt from its operation any carriage which is usually and chiefly employed in husbandry, or for the transportation or carrying of goods; and agreed thereto.

The Senate resumed the consideration of the report of the committee of Claims, to whom was referred the petition of Samuel Brown.

Whereupon,

*Resolved*, That the petitioner have leave to withdraw his petition.

The Senate resumed the consideration of the bill, entitled, "An act to amend the act 'authorizing the payment for property lost, captured, or destroyed by the enemy while in the military service of the United States, and for other purposes,' passed the 9th of April, 1816," as amended.

On motion by Mr. Daggett,

*Ordered*, That the consideration thereof be further postponed to, and made the order of the day for to-morrow.

The Senate resumed, as in committee of the whole, the consideration of the bill respecting persons escaping from the service of their masters, together with the amendments proposed thereto; and Mr Varnum was requested to take the chair. And after progress,

On motion,

The Senate adjourned to 11 o'clock to-morrow morning; to which time the several orders of the day were postponed.

FRIDAY, FEBRUARY 14th, 1817.

Mr. Fromentin submitted the report of the surveyor of the public buildings, and documents in relation to the Capitol and President's house; and the report and documents were read.

On motion by Mr. Fromentin,

*Ordered*, That they be referred to the committee on the District of Columbia, to consider and report thereon by bill or otherwise; and that they be printed for the use of the Senate.

The President communicated the credentials of the honourable Nicholas Vandiyke, appointed a Senator, by the legislature of the State of Delaware, for the term of four years, commencing on the fourth day of March next; which were read.

*Ordered*, That they lie on file.

The President also communicated a report of the Secretary of the Treasury, containing a statement of lands sold in the States of Ohio and Indiana, and in the Territories of Illinois and Mississippi, from the 1st of October, 1815, to the 30th of September, 1816; showing, also, the amount of receipts from individuals, and payments made by receivers during the same time, with the balance due both on the 1st of October, 1815, and 1st of October, 1816; and the report was read.

The President also communicated a report of the postmaster-general, containing a list of contracts made in the year 1816; which was read.

Mr. Fromentin submitted the following motion:

That the journals be so amended as to include the statement of the proceedings relating to the election of President and Vice-President of the United States on Wednesday the 12th instant, as read by the Secretary of the Senate on Thursday the 13th instant, prior to the motion made by an honourable gentleman from Virginia, to amend the journal so as to make it conformable to former precedents on a similar occasion.

On motion by Mr. Daggett,

*Resolved,* That said motion be referred to a select committee, with instructions to revise and correct the journal of the proceedings of the Senate, of the 12th instant, so far as respects the counting the votes for President and Vice-President of the United States.

*Ordered,* That Mr. Dana, Mr. Barbour, and Mr. Daggett, be the committee.

Mr. Smith presented the memorial of Wade Hampton, late a major general in the army of the United States, praying that provision may be made by law for his reimbursement and indemnification in the result of a suit instituted against him by a certain James M-Connel, for false imprisonment; having been arrested and tried by a general court-martial, under suspicious circumstances, by order of the memorialist, while he commanded on the



line between the United States and Canada; and the memorial was read.

On motion of Mr. Smith,

*Ordered*, That it be referred to the committee on Military Affairs, to consider and report thereon by bill or otherwise.

Mr. Roberts presented the petition of Frederick Folley, praying indemnity for certain losses sustained by him, as stated in the petition; which was read.

On motion by Mr. Roberts,

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon by bill or otherwise.

Mr. Roberts, from the committee of Claims, to whom was referred the petition of Denis de la Rondi, made a report, together with the following resolution:

*Resolved*. That the petitioner have leave to withdraw his petition.

Mr. Lacock, from the committee appointed on so much of the message of the President of the United States as relates to roads and canals, made a report in part; and the report was read

Mr. Lacock, from the same committee, to whom was referred the bill entitled "An act to set apart and pledge as a permanent fund for internal improvements the bonus of the United States bank, and the United States share of its dividends," reported it without amendment.

Mr. Roberts, from the committee of Claims, to

whom was referred the bill entitled "An act for the relief of Park Holland," reported it without amendment.

Agreeably to notice Mr Brown asked and obtained leave to bring in a bill authorizing vessels departing from the town of Bayou St John and Basin of the Canal de Carondelet, for foreign ports, to clear out at the custom-house in the city of New-Orleans; and the bill was read.

*Ordered*, That it pass to the second reading.

The Senate resumed the consideration of the report of the committee of Claims, to whom was referred the petition of Andrew J. Villard:

Whereupon,

*Resolved*, That the petitioner have leave to withdraw his petition.

The Senate resumed the consideration of the report of the committee of Claims, to whom was referred the petition of Simon Sarazin and I. B. Aubert, of Baton Rouge, in the State of Louisiana; and in conformity thereto,

*Resolved*, That the petitioners have leave to withdraw their papers.

Agreeably to the order of the day the Senate resumed the consideration of the bill entitled, "An act to amend the act, authorizing the payment for property lost, captured, or destroyed by the enemy, while in the military service of the United States and for other purposes, passed the 9th of April. 1816," as amended; and

The question recurring on the motion by Mr.

**Lacock, to re-consider the vote on the motion to strike out the first section of the bill; and**

**It was determined in the affirmative, yeas 19, nays 18.**

**It having been agreed to take the question by yeas and nays, those who voted in the affirmative, are**

**Messrs. Ashmun,**

**Barbour,**

**Brown,**

**Chace,**

**Daggett,**

**Dana,**

**Fromentin,**

**Hardin,**

**Horsey,**

**Howell,**

**Messrs. Hunter,**

**King,**

**Mason, of Va.**

**Noble,**

**Ruggles,**

**Talbot,**

**Tichenor,**

**Wells,**

**Williams.**

**Those who voted in the negative, are**

**Messrs. Campbell,**

**Condit,**

**Gaillard,**

**Hanson,**

**Lacock,**

**Macon,**

**Mason, of N. H.**

**Morrow,**

**Roberts,**

**Messrs. Sanford,**

**Smith,**

**Stokes,**

**Tait,**

**Taylor,**

**Thompson,**

**Troup,**

**Varnum,**

**Wilson.**

**So it was agreed to re-consider the vote on the motion to strike out the first section of the bill.**

Whereupon,

Mr. Daggett renewed the motion to strike out the first section of the bill ; and

It was determined in the affirmative, yeas 20, nays 17.

On motion by Mr. Varnum,

The yeas and nays being desired by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Ashmun,

Barbour,

Brown,

Chace,

Daggett,

Dana,

Fromentin,

Hanson,

Hardin,

Horsey,

Messrs. Howell,

Hunter,

King,

Mason, of Va.

Noble,

Ruggles,

Talbot,

Tichenor,

Wells,

Williams.

Those who voted in the negative, are

Messrs. Campbell,

Condit,

Gaillard,

Lacock,

Macon,

Mason, of N. H.

Morrow,

Roberts,

Sanford,

Messrs. Smith,

Stokes,

Tait,

Taylor,

Thompson,

Troup,

Varnum,

Wilson.

On motion by Mr. Daggett,

*Resolved*, That the bill be referred to a select

committee, with instructions to conform the bill to the amendment made by striking out the first section, so as to retain the amendments already made by the Senate, not inconsistent with the above instruction.

*Ordered*, That Mr. Daggett, Mr. Roberts, and Mr. Barbour, be the committee:

On motion by Mr. Talbot,

It was agreed that when the Senate adjourn it be to Monday next; and

On motion,

The Senate adjourned to 11 o'clock on Monday morning; to which time the several orders of the day were postponed.

#### MONDAY, FEBRUARY 17th, 1817.

The President communicated a report of the postmaster-general, of the clerks employed in the general post-office, and the amount of salaries paid them for the year 1816; and the report was read.

Mr. Daggett, from the committee to whom was referred the bill from the House of Representatives, entitled "An act to amend the act 'authorizing the payment for property lost, captured, or destroyed by the enemy, while in the military service of the United States, and for other purposes,' passed the 9th day of April, 1816," reported the same with amendments; which were read.

Mr. Mason, of N. H., submitted the following motion for consideration:

*Resolved*, That the committee on Military Affairs be instructed to report to the Senate a bill to reduce the military peace establishment of the United States, to the number of five thousand men, to consist of such proportions of artillery, infantry, and riflemen, as the President of the United States shall deem proper, retaining the corps of engineers as at present established.

Mr. Mason, of N H, also submitted the following motion for consideration;

*Resolved*, That the committee of Finance be instructed to inquire into the expediency of authorizing the Secretary of the Treasury, in behalf and for the use of the United States, to purchase or cause to be erected suitable buildings for custom-houses and public warehouses in such principal district in each State where the said Secretary shall deem the same necessary, for the safe and convenient collection of the revenue of the United States

On motion by Mr. Hanson,

That the committee of Finance, to whom were referred the petition of the president and directors of the Bank of the Metropolis, the petition of the president and directors of the Patriotic Bank of Washington, and the petition of the president and directors, and company of the Central Bank of Georgetown and Washington, respectively praying charters of incorporation, be discharged from the further consideration thereof, and that they be se-

verally referred to a select committee, to consider and report thereon.

It was determined in the negative.

Whereupon,

Mr. Mason, of N. H., submitted the following motions for consideration:

*Resolved*, That the committee of Finance be instructed to report to the Senate a bill providing for the establishment of a bank within the city of Washington, with a capital equal to the sums which, by a certain time to be specified, shall be subscribed and actually paid. To be not less than one million, nor more than three millions of dollars. Two thirds of which may be paid in the funded debt of the United States, and the other third in specie; and giving to the several banking associations now existing within the District of Columbia, the prior right of subscribing for so much of said capital as shall be equal to the joint stock of such associations respectively.

*Resolved, further*, That the said committee report a bill prohibiting, after a certain time, to be therein named, under suitable penalties, the making and issuing by any unauthorized association or individual within said district, notes or bills with intent to cause the same to be circulated and received in payment, in like manner as the notes and bills of incorporated banks usually are circulated and received in payment.

The Senate resumed the consideration of the report of the committee of Claims, to whom was

referred the petition of Denis de la Rondi; and, in concurrence therewith,

*Resolved*, That the petitioner have leave to withdraw his petition.

The bill authorizing vessels departing from the town of Bayou St. John and basin of the Canal de Carondelet, for foreign ports, to clear out at the custom-house in the city of New-Orleans, was read the second time.

A message from the House of Representatives by Mr. Dougherty, their Clerk:

Mr. President—The House of Representatives have passed a bill entitled “An act making appropriation for the support of government for the year 1817;” also a bill entitled “An act relating to the ransom of American captives of the late war; in which bills they request the concurrence of the Senate.

They have also passed the bill which originated in the Senate, entitled “An act in addition to an act for the relief of George T. Ross and Daniel T. Patterson, and the officers and men lately under their command,” and the bill entitled “An act for the relief of Jacint Laval.”

They have passed the bill entitled “An act authorizing the sale of certain grounds belonging to the United States, in the city of Washington,” with amendments; in which they request the concurrence of the Senate. And he withdrew.

On motion,

The Senate proceeded to consider the amend-



ments of the House of Representatives to the bill last mentioned:

Whereupon,

*Resolved*, That they concur therein.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The two bills last brought up for consideration were read.

*Ordered*, That they severally pass to a second reading

The Senate resumed, as in committee of the whole, the consideration of the bill respecting the transportation of persons of colour for sale, or to be held to labour, and the bill having been amended, the President reported it to the House accordingly: And the amendments having been concurred in;

On the question—" Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

The Senate resumed, as in committee of the whole, the consideration of the bill respecting persons escaping from the service of their masters, together with the amendments proposed thereto.

Mr. Varnum was requested to take the chair.

On motion,

That the further consideration thereof be postponed until the fifth day of March next.

It was determined in the negative, yeas 15, nays 19.

On motion by Mr. Wilson,

The yeas and nays being desired by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Barbour,	Messrs. Macon,
Brown,	Mason, of Va,
Campbell,	Smith,
Condit,	Talbot.
Dana,	Tait,
Fromentin,	Troup,
Gaillard,	Williams.
Hardin,	

Those who voted in the negative, are

Messrs. Ashmun,	Messrs Roberts,
Daggett,	Ruggles,
Goldsborough,	Sanford,
Hanson,	Taylor,
Horsey,	Thompson,
Howell,	Tichenor,
Hunter,	Varnum,
Mason, of N. H.	Wells,
Morrow,	Wilson.
Noble,	

The bill having been amended, the President resumed the chair, and it was reported to the House accordingly.

On the question to concur in the following amendment, made as in committee of the whole, to wit:

Insert a new section as follows:

*And be it further enacted, That it shall and may*

or either of them, are hereby authorized and empowered to seize or arrest any such negro or negroes, mulatto or mulattoes, or other person or persons of colour, and take him, her, or them, before any one of the judges or magistrates aforesaid, and upon oath being made by such constable, officer, or resident private citizens, that he hath just and reasonable grounds to believe that such negro, &c. *as the case may be*, hath escaped from his, her, or their owner or owners in some other of the United States or Territories, it shall then be the duty of the judge or magistrate aforesaid, and they, and each of them, are hereby required to commit such negro or negroes, mulatto, or other person or persons of colour, to the public jail of the district or county where he, she, or they shall be found and apprehended, for the space of

months, unless the owner or owners shall in a shorter time prove a right of property thereto; and it shall be the duty of the keeper of any jail to which such fugitive or fugitives shall be committed, to give public notice thereof in some public newspaper for the space of weeks; describing particularly the fugitive or fugitives so committed.

It was determined in the negative, yeas 15, nays 18.

On motion by Mr. Wilson,

The yeas and nays being desired by one fifth

of the Senators present, those who voted in the affirmative, are

Messrs Barbour,	Messrs. Smith,
Fromentin,	Stokes,
Gaillard,	Tait,
Goldsborough,	Talbot,
Hardin,	Taylor,
Macon,	Troup,
Mason, of Va.	William,
Ruggles,	

Those who voted in the negative, are

Messrs. Ashmun,	Messrs Morrow,
Brown,	Noble,
Daggett,	Roberts,
Horsey,	Sanford,
Howell,	Thompson,
Hunter,	Tichenor,
King,	Varnum,
Lacock,	Wells,
Mason, of N. H.	Wilson,

And the amendments made as in committee of the whole, having been concurred in, in part.

On the question—"Shall this bill be engrossed and read a third time?"

On motion by Mr. Talbot,

It was agreed to take the question by yeas and nays.

On motion by Mr. Smith,

*Ordered*, That the further consideration of the bill be postponed until to-morrow.

After the consideration of executive business, the Senate adjourned to 11 o'clock to-morrow morning; to which time the several orders of the day were postponed.

TUESDAY, FEBRUARY 18, 1817.

Mr. Fromentin, from the Joint Library committee, reported the following resolutions, which were read and passed to the second reading :

*Resolved, by the Senate and House of Representatives of the United States of America, in Congress assembled,* That it shall be the duty of the commissioner of public buildings to cause to be erected and fitted up for the reception of the library of Congress a suitable building, upon a plan to be approved by the President of the Senate and Speaker of the House of Representatives, to be situated on Delaware Avenue, north of the Capitol.

*Resolved,* That when the said building shall be ready for the reception of the said library, it shall be the duty of the librarian to remove the same and arrange the books therein.

Mr. Fromentin presented the petition of William Hargrave, praying the privilege of entering with the register of the land-office east of Pearl river, the tract of land on which he resides, not exceeding four hundred and eighty acres, as designated in the petition; which was read.

On motion by Mr. Fromentin,

*Ordered*, That it be referred to the committee on Public Lands, to consider and report thereon by bill or otherwise.

On motion by Mr. Ruggles,

*Resolved*, That the committee on the Post-Office and Post-Roads be instructed to inquire into the expediency of establishing a post-road from Fort Wayne, in the State of Ohio, to Chicago, in the State of Indiana.

On motion by Mr. Chace,

The Senate resumed, as in committee of the whole, the consideration of the bill to provide for reports of the decisions of the supreme court; and no amendment having been proposed, the President reported the bill to the House; and

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

After the consideration of executive business, the Senate adjourned to 11 o'clock to-morrow morning; to which time the several orders of the day were postponed.

WEDNESDAY, FEBRUARY 19th, 1817.

Mr. Ruggles reported from the committee that they had examined, and found duly enrolled, the bill entitled "An act authorizing the sale of certain grounds belonging to the United States, in the city of Washington;" the bill entitled "an act in addition to an act for the relief of George T.

Ross and Daniel T. Patterson, and the officers and men lately under their command;" the bill entitled "An act for the relief of Jacint Laval;" the bill entitled "An act to repeal the second section of an act entitled 'An act concerning the pay of officers, seamen, and marines, in the navy of the United States;" the bill entitled "An act directing the discharge of Lewis Olinsted from imprisonment;" also, the bill entitled "An act providing for the division of certain quarter sections in future sales of public lands."

Mr. Roberts, from the committee of Claims, to whom was referred the petition of Joseph C. Boyd, made a report together with the following resolution :

*Resolved*, That the petitioner have leave to withdraw his petition.

The report and resolution were read.

Mr. Roberts, from the same committee, to whom was referred the petition of Thomas Ewell, made a report, together with the following resolution :

*Resolved*, That the prayer of the petitioner is unreasonable, and ought not to be granted.

The report and resolution were read.

On motion by Mr. Roberts,

*Ordered*, That the committee of Claims, to whom was referred the petition of John Otis, attorney of William Otis, late collector of the customs of the district of Barnstable, be discharged from the further consideration thereof.

Mr. Dana, from the committee to whom was referred the motion submitted by Mr. Fromentin on the 14th instant, with instructions relating to the journals, made a report, which was read.

The Senate resumed the consideration of the motion of the 17th instant for instructing the committee on Military Affairs to report a bill to the Senate, to reduce the military peace establishment of the United States; and,

On motion by Mr. King,

*Ordered*, That the further consideration thereof be postponed to, and made the order of the day for Friday next.

The Senate resumed the consideration of the motion of the 17th instant, for instructing the committee on Finance to inquire into the expediency of authorizing the Secretary of the Treasury to purchase, or cause to be erected, suitable buildings for custom-houses and public warehouses, for the safe and convenient collection of the revenue of the United States, and agreed thereto.

The Senate resumed the consideration of the motions of the 17th instant, for instructing the committee on Finance to report to the Senate a bill providing for the establishment of a bank within the city of Washington, upon certain conditions, and to report a bill prohibiting, after a certain time, the making and issuing, by any unauthorized association or individual, within the District of Columbia, notes or bills, with intent to cause the same to be circulated and received in payment.



On motion by Mr Goldsborough,

*Ordered.* That the further consideration thereof be postponed until the fourth day of March next.

The bill respecting the transportation of persons of colour for sale or to be held to labour, having been reported by the committee correctly engrossed, was read a third time.

*Resolved,* That this bill pass, and that the title thereof be "An act respecting the transportation of persons of colour for sale, or to be held to labour."

*Ordered,* That the Secretary request the concurrence of the House of Representatives in this bill.

The bill to provide for reports of the decisions of the Supreme Court, having been reported by the committee, correctly engrossed, was read a third time, and the blanks were filled, first with 1,000, second with 80; and on the question,—  
"Shall this bill pass?"

It was determined in the affirmative, yeas 30, nays 6.

On motion by Mr. Roberts,

The yeas and nays being desired by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Ashmun,

Barbour,

Brown,

Campbell,

Chace,

Messrs. Daggett,

Dana,

Fromentin,

Gaillard,

Goldsborough,

Messrs. Hanson,	Messrs. Ruggles,
Hardin,	Sanford,
Horsey,	Smith,
Howell,	Stokes,
Hunter,	Tait,
King,	Talbot,
Mason, of N. H.	Taylor,
Mason, of Va.	Thompson,
Morrow,	Tichenor,
Noble,	Troup.

Those who voted in the negative, are

Messrs. Condit,	Messrs. Roberts,
Lacock,	Varnum,
Macon,	Wilson.

So it was

*Resolved*, That this bill pass; and that the title thereof be, "An act to provide for reports of the decisions of the Supreme Court."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

Mr. Lacock presented the petition of Aquila M. Bolton and Amos J. Yarnall, executors of lieutenant John J. Yarnall, late of the United States navy, praying relief in the settlement of his accounts, as stated in the petition; which was read.

On motion by Mr. Lacock,

*Ordered*, That it be referred to the committee on Naval Affairs, to consider and report thereon by bill or otherwise.

Mr. Chace, from the committee on the Judiciary, to whom was re-committed the bill to provide for the punishment of crimes and offences committed within the Indian boundaries, reported it with amendments; which were read.

Mr. Fromentin submitted the following motion for consideration :

*Resolved*, That the committee on the Judiciary be instructed to inquire into the expediency of allowing to the judge of the sixth circuit court of the United States a sum equal to the salary of the judge of the district court of South-Carolina, for the term of one year, during which time the said circuit judge was compelled, by law, to perform the duties of the judge of said district court.

Mr. Chace, from the committee on the Judiciary, asked and obtained leave to report a bill in addition to an act entitled "An act for the more convenient taking of affidavits and bail in civil causes depending in the courts of the United States; and the bill was read.

*Ordered*, That it pass to the second reading.

Mr. Chace, from the same committee to whom the subject was referred, reported a bill to divide the State of Pennsylvania into two judicial districts; and the bill was read.

*Ordered*, That it pass to the second reading.

The bill entitled "An act making appropriations for the support of government for the year 1817," was read the second time.

On motion by Mr. Campbell,

*Ordered*, That it be referred to the committee on Finance, to consider and report thereon.

On motion by Mr. Barbour,

It was agreed that the consideration of the bill entitled "An act concerning the navigation of the United States," together with the amendments reported thereto by the committee of Foreign Relations be postponed to, and made the order of the day for to-morrow.

Mr. Campbell presented the petition of Jesse Bean, representing that he has lately discovered a silver mine in the Missouri Territory, and praying the privilege of working the same for five years, on conditions stated in the petition; which was read.

On motion of Mr. Campbell,

*Ordered*, That it be referred to the committee on the Public Lands, to consider and report thereon by bill or otherwise.

The bill entitled "An act relating to the ransom of American captives of the late war," was read the second time.

On motion of Mr. Campbell,

*Ordered*. That it be referred to the committee on Military Affairs, to consider and report thereon.

The resolution directing a building to be erected for the use of the library of Congress, was read the second time.

Mr. Goldsborough submitted the following motion for consideration:

*Resolved*, That the President of the United

States be requested to cause to be reported to the Senate, at the next session of Congress, such measures as he may deem most effectual for the security of the country watered by the Chesapeake Bay and its tributary streams, against the maritime force of an enemy.

Agreeably to the order of the day, the Senate resumed the consideration of the bill respecting persons escaping from the service of their masters.

On motion of Mr. Talbot,

That the further consideration thereof be postponed until to-morrow week,

It was determined in the affirmative, yeas 21 nays 14.

On motion by Mr. Roberts,

The yeas and nays being desired by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Barbour,

Brown,

Campbell,

Condit,

Daggett,

Dana,

Fromentin,

Gaillard,

Goldsborough,

Hardin,

Hunter,

Messrs. King,

Macon,

Mason, of Va.

Sanford,

Smith,

Stokes,

Tait,

Talbot,

Thompson,

Troup.

Those who voted in the negative, are  
Messrs. Ashmun,                      Messrs. Noble,  
Chace,                                  Roberts,  
Hanson,                                Ruggles,  
Horsay,                                Taylor,  
Howell,                                Tichenor,  
Lacock,                                Varnum,  
Morrow,                                Wilson.

On motion by Mr. Goldsborough,

*Ordered*, That the committee of Finance, to whom was referred the petition of the president and directors of the bank of the Metropolis; of the president and directors of the Patriotic bank of Washington; and of the president and directors of the Central bank of Georgetown and Washington, respectively praying charters of incorporation, be discharged from the further consideration thereof, and that they be severally referred to the committee on the District of Columbia, to consider and report thereon by bill or otherwise.

The Senate resumed, as in committee of the whole, the consideration of the bill to incorporate the members of the Columbian Institute; and

On motion by Mr. Wilson,

*Ordered*, That the further consideration thereof be postponed until the fourth day of March, next.

The Senate resumed, as in committee of the whole, the consideration of the bill to establish a separate territorial government for the eastern part of the Mississippi Territory, together with the amendments reported thereto by the select

committee. Mr. Varnum was requested to take the chair; and the amendments having been agreed to, with an additional amendment, the President resumed the chair, and the bill was reported to the House accordingly. And the amendments having been concurred in.

On the question, "Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

Mr. Williams submitted the following motion for consideration :

*Resolved*, That the President of the United States be requested to lay before the Senate a copy of the correspondence between the government of the United States and the government of Spain, relative to the subjects of controversy between the two nations, except such part as he may deem improper to disclose.

The President communicated a report of the postmaster-general, of the unproductive post-roads for the year 1816; and the report was read.

On motion by Mr. Morrow,

*Ordered*, That the further consideration of the bill to set apart and dispose of certain public lands for the encouragement of the cultivation of the vine and other exotic plants thereon, be postponed to, and made the order of the day for to-morrow.

After the consideration of executive business the Senate adjourned to 11 o'clock to-morrow morning; to which time the several orders of the day were postponed.

THURSDAY, FEBRUARY 20th, 1817.

Mr. Mason, of Va., presented the petition of the president and directors of the Union Bank of Alexandria, praying an act of incorporation, for reasons stated in the petition; which was read.

On motion by Mr. Mason, of Va.,

*Ordered*, That it be referred to the committee on the District of Columbia, to consider and report thereon by bill or otherwise.

Mr. Mason, of Va., also presented the petition of the president and directors of the Farmers' Bank of Alexandria, praying an extension of their charter, for reasons stated in the petition; which was read.

On motion by Mr. Mason, of Va.,

*Ordered*, That it be referred to the same committee, to consider and report thereon by bill or otherwise.

Mr. Mason, of Va., also presented the petition of Alicia Carter, relict of William B. Carter, who died in the service of his country during the late war, previous to his being mustered, praying for relief, as stated in the petition; which was read.

On motion by Mr. Mason, of Va.,

*Ordered*, That it be referred to the committee on Military Affairs, to consider and report thereon by bill or otherwise.

Mr. Tait, from the committee on Naval Affairs, to whom the subject was referred, reported a bill



for the relief of the legal representatives of John J. Yarnall, deceased; and the bill was read.

*Ordered*, That it pass to the second reading.

Mr. Tait, from the same committee, to whom was referred the memorial of Edward Shubrick and others, officers of the late United States' brig Chippewa, made report, together with the following resolution.

*Resolved*, That the memorialists have leave to withdraw their memorial.

Mr. Mason, of N. H., presented the memorial of the merchants of Portsmouth, N. H., and its vicinity, who have suffered from the depredations of French cruisers; representing, that during the wars in Europe which arose out of the French revolution, their property, while engaged in lawful commerce, was subjected to capture and condemnation by the cruisers of the French republic, upon the most frivolous pretences; that for these aggressions they had a claim upon the justice of the French government, which they had urged with some success, but that by the convention of September 30, 1800, the claim of American citizens for indemnity for such captures was relinquished, in consideration of certain great political advantages in favour of the United States, whereby they conceive the United States are bound to discharge those claims which they prevented their citizens from obtaining abroad; and praying compensation therefor, and that such measures may be pursued as will secure to them an indemnity from the govern-

ment of France for the depredations of French cruisers since the ratification of the convention of September 30, 1800; and the memorial was read.

On motion by Mr. Mason, of N. H.,

*Ordered*, That it be printed for the use of the Senate.

The Senate resumed the consideration of the motion of the 19th instant, for requesting the President of the United States to cause to be reported to the Senate, at the next session of Congress, such measures as he may deem most effectual for the security of the country watered by the Chesapeake Bay against the maritime force of an enemy.

On motion by Mr. Barbour,

*Ordered*, That the further consideration thereof be postponed until the 4th day of March, next.

The Senate resumed the consideration of the motion of the 19th instant, for requesting a copy of the correspondence between the government of the United States, and the government of Spain, relative to the controversy between the two nations, except such part as may be deemed improper to disclose, and agreed thereto.

The Senate resumed the consideration of the motion of the 19th instant, for instructing the committee on the Judiciary to inquire into the expediency of allowing to the judge of the sixth circuit court of the United States, a certain compensation for having performed the duties of the judge of the district court of South-Carolina; and agreed thereto.

The Senate resumed the consideration of the report of the committee of Claims, to whom was referred the petition of Joseph C. Boyd; and in concurrence therewith,

*Resolved*, That the petitioner have leave to withdraw his petition.

The Senate resumed the consideration of the report of the committee of Claims, to whom was referred the petition of Thomas Ewell; and in concurrence therewith,

*Resolved*, That the prayer of the petitioner is unreasonable, and ought not to be granted.

The Senate resumed the consideration of the report of the committee to whom was referred the motion submitted by Mr. Fromentin on the 14th instant, with instructions in relation to the journal, as follows:

“ That before the statement of the motion of Mr Barbour, on which the question was taken by yeas and nays, on Thursday the 13th instant, as recorded in the Journal of that day, it would be proper to state the reading of the entries, prepared by the Secretary of the Senate, for a journal of the preceding day with reference to the counting of votes for President and Vice-President of the United States.

“ In the opinion of the committee, a fair view of the question on which the yeas and nays were taken, may be presented in the following mode of stating the fact, viz.:

“ The entries prepared by the Secretary of the

Senate for a journal of proceedings, on Wednesday the 12th instant. with reference to the counting of votes for President and Vice-President of the United States, were read in the words following:

“ The two Houses of Congress, agreeably to the joint resolution, assembled in the Representatives’ chamber, and the certificates of the electors of the several States, beginning with the State of New-Hampshire, were, by the President of the Senate, opened and delivered to the tellers appointed for the purpose, by whom they were read, except the State of Indiana; and when the certificate of the electors of that State was opened, an objection was made by Mr. Taylor, a member of the House of Representatives, from the State of New-York, on the ground “ that the votes of the electors of the State of Indiana, for President and Vice-President of the United States, (having been given previous to the admission of that State into the Union,) ought not to be received and counted.” Whereupon,

On motion by Mr Varnum,

The Senate returned to their own chamber; and

The following message was received from the House of Representatives, by Mr. Dougherty, their Clerk:

Mr. President—The House of Representatives is ready to proceed to make out and complete a list of the votes for President and Vice-President

of the United States, in pursuance of the joint resolution of the 11th instant. And he withdrew.

The two Houses of Congress having again assembled in the Representatives' chamber, and the certificate of the electors of the State of Indiana having been opened by the President of the Senate, was delivered to the tellers appointed for the purpose, who, having examined and ascertained the whole number of votes, presented a list thereof to the President of the Senate, which was read as follows :

STATES.	For President.		For Vice-President.				
	James Monroe, of Virginia.	Rufus King, of New-York.	Daniel D. Tompkins, of New-York.	John E. Howard, of Maryland.	James Ross, of Pennsylvania.	John Marshall, of Virginia.	Robert G. Harper, of Maryland.
New-Hampshire, . .	8		8				
Massachusetts, . .		22		22			
Rhode-Island, . .	4		4				
Connecticut, . .		9			5	4	
Vermont, . . . .	8		8				
New-York, . . . .	29		29				
New-Jersey, . . . .	8		8				
Pennsylvania, . .	25		25				
Delaware, . . . .		3					3
Maryland, . . . .	8		8				
Virginia, . . . .	25		25				
North-Carolina, . .	15		15				
South-Carolina, . .	11		11				
Georgia, . . . .	8		8				
Kentucky, . . . .	12		12				
Tennessee, . . . .	8		8				
Ohio, . . . .	8		8				
Louisiana, . . . .	3		3				
Indiana, . . . .	3		3				
	183	34	183	22	5	4	3

The whole number of votes being 217, of which 109 make a majority.

Whereupon,

Mr. Barbour submitted the following motion, which was read and considered :

*Resolved*, That the journal of the proceedings of the Senate on yesterday, so far as they are connected with the service of counting the ballots for President and Vice-President of the United States, be made up in conformity to the precedents heretofore established in similar cases."

On the question to agree thereto,

It was determined in the negative, yeas 12, nays 20.

On motion by Mr. Dana,

The yeas and nays being desired by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Chace,

Dana,

Fromentin,

Lacock,

Macon,

Noble,

Messrs. Ruggles,

Sanford,

Tait,

Taylor,

Tichenor,

Varium.

Those who voted in the negative, are

Messrs. Ashmun,

Barbour,

Brown,

Daggett,

Gaillard,

Messrs. Goldsborough,

Hanson,

Hardin,

Horsey,

Howell,

Messrs. Hunter,	Messrs. Smith,
Mason, of N. H.	Stokes,
Mason, of Va.	Talbot,
Morrow,	Williams,
Roberts,	Wilson.

The bill in addition to an act entitled "An act for the more convenient taking of affidavits and bail in civil causes depending in the courts of the United States," was read the second time.

Agreeably to the order of the day, the Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act concerning the navigation of the United States," together with the amendments reported thereto by the committee on foreign relations; and the bill having been amended, the President reported it to the House accordingly, and the amendments having been concurred in with further amendments;

On the question—"Shall the amendments be engrossed and the bill read a third time as amended?"

It was determined in the affirmative.

The Senate, pursuant to the order of the day, resumed, as in committee of the whole, the consideration of the bill to set apart and dispose of certain lands for the encouragement of the cultivation of the vine, and other exotic plants thereon. Mr. Varnum was requested to take the chair, and the bill having been amended, the President resumed the chair, it was reported to the House ac-



cordingly; and the amendments having been concurred in,

On the question—" Shall this bill be engrossed and read a third time ?"

It was determined in the affirmative, yeas 29, nays 5.

On motion by Mr. Varnum,

The yeas and nays being desired by one fifth of the Senators present, those who voted in the affirmative are,

**Messrs. Ashmun,**

Barbour,

Brown,

Campbell,

Chace,

Condit,

Dana,

Fromentin,

Gaillard,

Goldsborough,

Horsey,

Howell,

Hunter,

King,

Lacock,

**Messrs. Macon,**

Morrow,

Noble,

Roberts,

Sanford,

Stokes,

Tait,

Talbot,

Taylor,

Tichenor,

Troup,

Varnum,

Wells,

Wilson.

Those who voted in the negative, are

**Messrs. Daggett,**

Hardin,

Mason, of N. H.

**Messrs. Ruggles,**

Smith,

On motion,

The Senate adjourned to 11 o'clock to-morrow morning; to which time the several orders of the day were postponed.

FRIDAY, FEBRUARY 21st, 1817.

Mr. Williams, from the committee on Military Affairs, to whom was referred the bill entitled "An act relating to the ransom of American captives of the late war," reported it without amendment.

Mr. Williams, from the same committee, to whom the subject was referred, reported a bill to secure in certain cases the bounty in land to the heirs of deceased soldiers; and the bill was read.

*Ordered*, That it pass to the second reading.

Mr. Campbell, from the committee of Finance, who were instructed by a resolution of the 11th instant, reported a bill to continue in force an act entitled "An act further to provide for the collection of duties on imports and tonnage," passed the 3d day of March, 1815, and for other purposes; and the bill was read.

*Ordered*, That it pass to the second reading.

Mr. Chace, from the committee on the Judiciary, who were instructed by a resolution of the 20th instant, reported a bill providing an additional compensation to the circuit judge of the 6th circuit of the United States; and the bill was read.

*Ordered*, That it pass to the second reading.

Mr. Campbell, from the committee on Finance, to whom was referred the bill entitled "An act making appropriations for the support of government for the year one thousand eight hundred and seventeen," reported it with amendments, which were read.

The President communicated a letter from the Secretary of the Navy Department, transmitting, for the use of the members of the Senate, fifty copies of the Register of the Officers of the Navy of the United States, in conformity with the resolution of December 11th, 1815; and the letter was read.

Mr. Tait gave notice, that to-morrow he should ask leave to bring in a bill altering the time for the next meeting of Congress.

The Senate resumed the consideration of the report of the committee on Naval Affairs, to whom was referred the memorial of Edward Shubrick and others, officers of the late United States' brig Chippewa.

Whereupon,

*Resolved*, That the memorialists have leave to withdraw their memorial.

The bill to divide the State of Pennsylvania into two judicial districts, was read the second time.

The bill for the relief of the legal representatives of John J. Yarnall, was read the second time.

The bill to establish a separate Territorial government for the eastern part of the Mississippi

Territory, having been reported by the committee correctly engrossed was read a third time.

*Resolved*, That this bill pass, and that the title thereof be, "An act to establish a separate Territorial government for the eastern part of the Mississippi Territory."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The bill to set apart and dispose of certain public lands, for the encouragement of the cultivation of the vine, and other exotic plants thereon, having been reported by the committee correctly engrossed, was read a third time.

*Resolved*, That this bill pass, and that the title thereof be, "An act to set apart and dispose of certain public lands, for the encouragement of the cultivation of the vine and olive."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The amendments to the bill, entitled, "An act concerning the navigation of the United States," having been reported by the committee correctly engrossed, the bill was read a third time as amended.

*Resolved*. That this bill pass with amendments.

*Ordered*, That the Secretary request the concurrence of the House of Representatives therein.

The Senate resumed, agreeably to the order of the day, the consideration of the motion of the 17th

instant, for instructing the committee on Military Affairs to report to the Senate a bill to reduce the military peace establishment of the United States; and,

On motion by Mr. Williams,

*Ordered*, That the consideration thereof be further postponed to, and made the order of the day for Monday next.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled, "An act more effectually to preserve the neutral relations of the United States," together with the amendments reported thereto by the committee on Foreign Relations.

On motion by Mr. Barbour,

*Ordered*, That the bill be recommitted to the committee on Foreign Relations, further to consider and report thereon.

The Senate resumed, as in committee of the whole, the consideration of the bill for the relief of Sarah Dewees, and no amendment having been agreed to, the President reported the bill to the House.

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

A message from the House of Representatives by Mr. Dougherty, their Clerk.

Mr. President—The Speaker of the House of Representatives having signed several enrolled

bills, I am directed to bring them to the Senate for the signature of their President.

The House of Representatives have passed a bill entitled "An act repealing the act entitled 'An act for the safe keeping and accommodation of prisoners of war,' passed July 6th, 1812;" a bill entitled "An act making provision for the support of the military establishment for the year one thousand eight hundred and seventeen;" a bill entitled "An act making additional appropriations to defray the expenses of the army and militia during the late war with Great Britain;" a bill entitled "An act supplementary to an act entitled 'An act further to amend the several acts for the establishment and regulation of the Treasury, War, and Navy Departments;'" a bill entitled "An act freeing from postage all letters and packets to and from James Madison;" a bill entitled "An act to authorize the extension of the Columbia turnpike road within the district of Columbia;" a bill entitled "An act concerning the compensation of the district attorney for the district of Massachusetts;" also a bill entitled "An act making appropriations for the support of the navy of the United States for the year one thousand eight hundred and seventeen," in which bills they request the concurrence of the Senate. And he withdrew.

The eight bills last mentioned were read.

*Ordered*, That they severally pass to the second reading.

The bill entitled "An act repealing the act entitled 'An act for the safe keeping and accommodation of prisoners of war,' passed July the 6th, 1812," was read the second time by unanimous consent.

On motion by Mr. Campbell,

*Ordered*, That it be referred to the committee on Military Affairs, to consider and report thereon.

The bill entitled "An act making provision for the support of the military establishment for the year, 1817," was read the second time by unanimous consent.

On motion by Mr. Campbell,

*Ordered*, That it be referred to the committee on Finance, to consider and report thereon.

The bill entitled "An act making additional appropriations to defray the expenses of the army and militia during the late war with Great Britain," was read the second time by unanimous consent.

On motion by Mr. Campbell,

*Ordered*, That it be referred to the committee last mentioned, to consider and report thereon.

The bill entitled "An act supplementary to an act, entitled, 'An act further to amend the several acts for the establishment and regulation of the Treasury, War, and Navy Departments,'" was read the second time by unanimous consent.

On motion by Mr. Campbell,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill entitled "An act to authorize the extension of the Columbia turnpike road within the District of Columbia," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the committee on the District of Columbia, to consider and report thereon.

The bill entitled "An act concerning the compensation of the district attorney for the district of Massachusetts," was read a second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the committee on the Judiciary, to consider and report thereon.

The bill entitled "An act making appropriations for the support of the navy of the United States for the year 1817," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the committee on Naval Affairs, to consider and report thereon.

The bill entitled "An act freeing from postage all letters and packets to and from James Madison," was read the second time by unanimous consent.

The President signed the six enrolled bills last reported to have been examined, and they were delivered to the committee, to be laid before the President of the United States.



The Senate resumed, as in committee of the whole, the consideration of the bill authorizing a subscription for an additional volume of the laws of the United States, and for the distribution thereof; and no amendment having been made thereto, the bill was reported to the House.

On motion by Mr. Daggett,

*Ordered*, That the further consideration thereof be postponed until to-morrow.

The Senate resumed, as in committee of the whole, the consideration of the bill to provide for the purchase and distribution of the laws of the United States; and no amendment having been agreed to, the President reported it to the House. And

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

The Senate resumed, as in committee of the whole, the consideration of the bill authorizing the appointment of hospital surgeons and hospital surgeons' mates in the navy of the United States, together with the amendment reported thereto by the committee on Naval Affairs.

On motion by Mr. Lacock,

*Ordered*, That the further consideration thereof be postponed until the fifth day of March next.

The Senate resumed, as in committee of the whole, the consideration of the bill for the benefit of the legal representatives of Francis Cazeau, late

merchant of Montreal; and no amendment having been made thereto the President reported it to the House. And

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

On motion,

The Senate adjourned to 11 o'clock to-morrow morning; to which time the several orders of the day were postponed.

SATURDAY, FEBRUARY 22d, 1817.

Mr. Williams, from the committee on Military Affairs, who were instructed by a resolution of the 5th instant, reported a bill to amend "An act for organizing the general staff, and making further provision for the army of the United States;" and the bill was read.

*Ordered*, That it pass to the second reading.

Mr. Mason, of Va., from the committee on the District of Columbia, to whom the subject was referred, reported a bill to incorporate the subscribers to certain banks within the District of Columbia; and the bill was read.

*Ordered*, That it pass to the second reading.

Mr. Mason, of Va., from the same committee, asked and obtained leave to report a bill to extend the charters of certain banks within the District of Columbia, and for other purposes; and the bill was read.

*Ordered*, That it pass to the second reading.

Mr Wilson presented the petition of George Rowles, praying relief in consideration of his having been maimed while in the public service, in the ordnance department ; and the petition was read.

On motion by Mr. Wilson,

*Ordered*, That it be referred to the committee on Pensions, to consider and report thereon by bill or otherwise.

Agreeably to notice Mr. Tait asked and obtained leave to bring in a bill to alter the time for the next meeting of Congress ; and the bill was read.

*Ordered*, That it pass to the second reading.

Mr. Noble, from the committee of Public Lands, to whom was referred the petition of James Reed and others, reported a bill giving the right of pre-emption in the purchase of a tract of land in the reservation at the Lower Rapids of Sandusky ; and the bill was read.

*Ordered*, That it pass to the second reading.

Mr. Ruggles reported from the committee that they had this day laid before the President of the United States, the six enrolled bills last reported to have been examined.

Mr Williams, from the committee on Military Affairs, to whom was referred the bill, entitled, " An act repealing the act, entitled, ' An act for the safe keeping and accommodation of prisoners of war,' passed July the 6th, 1812," reported it without amendment.

The bill to secure, in certain cases, the bounty

in land to the heirs of deceased soldiers, was read the second time.

The bill providing an additional compensation to the circuit judge of the sixth circuit of the United States, was read the second time.

The Senate resumed the consideration of the bill authorizing a subscription for an additional volume of the laws of the United States, and for the distribution thereof.

On motion by Mr. Daggett,

*Ordered*, That the further consideration thereof be postponed until Monday next.

The Senate resumed, as in committee of the whole, the consideration of the bill making reservation of certain public lands to supply timber for naval purposes; and the bill having been amended, the President reported it to the House accordingly.

On the question—" Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

The Senate resumed, as in committee of the whole, the consideration of the bill to authorize the appointment of a surveyor for the lands in the northern part of the Mississippi Territory, and the sale of certain lands therein described; and no amendment having been made thereto, the President reported the bill to the House. And,

On the question—" Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled, "An act supplementary to an act, entitled, 'An act concerning the naval establishment;'" and no amendment having been made thereto, the President reported it to the House. And,

*Ordered*, That it pass to a third reading.

The bill to provide for the purchase and distribution of the laws of the United States, having been reported by the committee correctly engrossed, was read a third time, and the blank filled with "800."

*Resolved*, That this bill pass, and that the title thereof be, "An act to provide for the purchase and distribution of the laws of the United States."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The bill for the benefit of the legal representatives of Francis Cazeau, late merchant of Montreal, having been reported by the committee correctly engrossed, was read a third time.

*Resolved*, That this bill pass, and that the title thereof be, "An act for the benefit of the legal representatives of Francis Cazeau, late merchant of Montreal."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled, "An

act to set apart and pledge, as a permanent fund for internal improvements, the *bonus* of the national bank, and the United States' share of its dividends."

On motion by Mr. Daggett,

*Ordered*, That the further consideration thereof be postponed to, and made the order of the day for Tuesday next.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled, "An act for the relief of Park Holland;" and no amendment having been made thereto, the President reported it to the House. And

*Ordered*, That it pass to a third reading.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled, "An act to amend the act authorizing the payment for property lost, captured, or destroyed by the enemy while in the military service of the United States, and for other purposes, passed the ninth of April, 1816," together with the amendments reported thereto by the select committee.

On motion by Mr. Sanford,

*Ordered*, That the further consideration thereof be postponed until Monday next

The bill for the relief of Sarah Dewees, having been reported by the committee correctly engrossed, was read a third time, and the blank filled with "9,079 $\frac{1}{8}$ ."

On the question—"Shall this bill pass?"

It was determined in the negative.

The Senate resumed, as in committee of the whole, the consideration of the bill to provide for the punishment of crimes and offences committed within the Indian boundaries, together with the amendments reported thereto by the committee on the Judiciary; and the amendments having been agreed to, the President reported the bill to the House accordingly; and the amendments having been concurred in,

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

The Senate resumed, as in committee of the whole, the consideration of the bill authorizing vessels departing from the town of the Bayou St. John, and basin of the Canal de Carondelet, for foreign ports, to clear out at the custom-house in the city of New-Orleans; and no amendment having been made thereto, the President reported it to the House. And,

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

The Senate resumed, as in committee of the whole, the consideration of the resolution directing a building to be erected for the use of the library of Congress, and no amendment having been made thereto, the President reported it to the House. And,

On the question—"Shall this resolution be engrossed and read a third time?"

It was determined in the negative.

A message from the House of Representatives by Mr. Dougherty, their Clerk:

Mr. President—The House of Representatives have passed a bill entitled “An act concerning invalid pensioners; a bill entitled “An act to amend an act entitled “An act making further provision for military services during the late war, and for other purposes;” also a bill entitled “An act respecting the pay and emoluments of certain officers of the army of the United States;” in which bills they request the concurrence of the Senate.

They have concurred in the amendments of the Senate to the bill entitled “An act concerning the navigation of the United States.”

They have also passed the bill which originated in the Senate, entitled “An act granting a pension to commodore Richard Taylor,” with amendments; in which they request the concurrence of the Senate. And he withdrew.

On motion,

The Senate proceeded to consider the amendments of the House of Representatives to the bill last mentioned:

Whereupon,

*Resolved*, That they concur therein.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The three bills last brought up for concurrence were read.



*Ordered*, That they severally pass to the second reading.

On motion by Mr Goldsborough,

*Resolved*, That the acting Secretary of War be requested to lay before the Senate the probable amount of the claim of the State of Maryland for militia services during the late war, and such information as he may be in possession of on the subject.

The Senate resumed, as in committee of the whole, the consideration of the bill in addition to an act entitled "An act for the more convenient taking of affidavits and bail in civil causes, depending in the courts of the United States; and no amendment having been made thereto, the President reported the bill to the House. And,

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

Mr. Campbell, from the committee on Finance, communicated the correspondence with the Secretary of the Treasury on the subject of the national currency; which was read: and,

On motion by Mr. Campbell,

*Ordered*, To be printed for the use of the Senate.

The Senate resumed, as in committee of the whole, the consideration of the bill to divide the State of Pennsylvania into two judicial districts; and no amendment having been made thereto, the President reported it to the House. And,

On the question—" Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

The following written message was received from the President of the United States, by Mr. Todd, his Secretary:

To the Senate of the United States,

I transmit to the Senate a report of the Secretary of State, complying with their resolution of the 20th instant.

JAMES MADISON.

*February 22, 1817.*

The message and report therein mentioned were read.

On motion by Mr Williams,

*Ordered*, That they be printed for the use of the Senate.

Mr. Roberts presented the memorial of the Philadelphia Society for promoting American manufactures, praying the tariff of duties established at the last session, particularly on cotton and woolen goods, may be rendered permanent, and that wholesome provisions for preventing evasions of the revenue laws may be enacted, for reasons stated in the memorial; which was read.

On motion by Mr. Roberts,

*Ordered*, That it be referred to the committee on Commerce and Manufactures, to consider and report thereon by bill or otherwise.

Mr. Varnum gave notice that at the next sitting of the Senate he should ask leave to bring in a bill authorizing a subscription for the printing of the tenth volume of the public documents.

The Senate resumed, as in committee of the whole, the consideration of the bill for the relief of the legal represenatives of John J. Yarnall; and no amendment having been made thereto, the President reported it to the House. And,

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act relating to the ransom of American captives of the late war;" and no amendment having been made thereto, the President reported it to the House: And

*Ordered*, That it pass to a third reading.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act making appropriations for the support of government for the year 1817," together with the amendments reported thereto by the committee on Finance; and the amendments having been agreed to with further amendments;

On motion by Mr Campbell,

*Ordered*, That the further consideration thereof be postponed until Monday next.

Mr. Williams gave notice that at the next sitting

of the Senate he should ask leave to bring in a bill compensating Peter Hagner.

Mr. Sanford presented the petition of Nicholas Booni, who was a private in the army of the United States during the revolutionary war, and praying a pension in consideration of his services and sufferings, as stated in the petition; which was read.

On motion by Mr. Sanford,

*Ordered*, That it be referred to the committee on Pensions, to consider and report thereon by bill or otherwise.

On motion,

The Senate adjourned to 11 o'clock on Monday morning.

### MONDAY, FEBRUARY 24th, 1817.

The President communicated a report of the acting Secretary of the Department of War, showing the expenditure of the moneys appropriated for the contingent expenses of the military establishment for the year 1816; and the report was read.

The President also communicated a letter from governor Plumer, presenting to the Senate a map of New-Hampshire, in compliance with a resolution of the legislature of that State; and the letter was read.

Agreeably to notice given Mr. Varnum asked and obtained leave to bring in a bill authorizing a

subscription for the printing of the tenth volume of public documents; and the bill was read.

*Ordered*, That it pass to the second reading.

On motion by Tichenor,

*Ordered*, That the committee of Claims to whom was referred the petition of James D. Pollett, be discharged from the further consideration thereof.

Mr. Wilson, from the committee on the Post-Office and Post-Roads, asked and obtained leave to bring in a bill to establish post-roads; and the bill was read.

*Ordered*, That it pass to the second reading.

Mr. Wilson, from the same committee, who were instructed, by a resolution of the Senate, to inquire into the expediency of increasing the compensation of the postmaster at Newark, New-Jersey, reported the following resolution; which was read.

*Resolved*, That it is inexpedient to increase the compensation of the postmaster at Newark, in New-Jersey.

Mr. Chace, from the committee on the Judiciary, to whom was referred the bill entitled "An act concerning the compensation of the district attorney for the district of Massachusetts," reported it without amendment.

The bill to continue in force "An act further to provide for the collection of duties on imports and tonnage," passed the third day of March, 1815, and for other purposes, was read the second time.

The bill entitled "An act respecting the pay

and emoluments of certain officers of the army of the United States," was read the second time.

On motion by Mr. Tichenor,

*Ordered*, That it be referred to the committee on Military Affairs, to consider and report thereon.

The bill entitled an act to amend an act entitled "An act making further provision for military services during the late war, and for other purposes," was read the second time.

On motion,

*Ordered*, That it be referred to the same committee to consider and report thereon.

The bill entitled "An act concerning invalid pensioners," was read the second time.

On motion by Mr. Howell,

*Ordered*, That it be referred to the committee on Pensions, to consider and report thereon.

Mr. Morrow submitted sundry documents in relation to Malyne Baker:

Whereupon,

On motion by Mr. Morrow,

*Resolved*, That the committee on Pensions be instructed to inquire into the expediency of placing Malyne Baker, of the State of Ohio, on the list of invalid pensioners.

The bill to extend the charters of certain banks in the district of Columbia, and for other purposes, was read the second time.

On motion by Mr. Hardin,

It was agreed to suspend the 11th rule for conducting business in the Senate:

Whereupon,

Mr. Hardin asked and obtained leave to bring in a bill to prevent the discontinuance of the business of the supreme court in certain cases; and the bill was read.

*Ordered*, That it pass to the second reading.

The bill to amend an act for organizing the general staff, and making further provision for the army of the United States," was read the second time.

The bill to alter the time for the next meeting of Congress was read the second time.

A message from the President of the United States, by Mr. Todd, his Secretary:

Mr. President—The President of the United States, on the 22d instant, approved and signed— "An act to repeal the 2d section of an act entitled an act concerning the pay of officers, seamen, and marines in the navy of the United States;" "An act directing the discharge of Lewis Olmsted from imprisonment;" "An act providing for the division of certain quarter sections in future sales of the public lands;" "An act in addition to an act for the relief of George T. Ross and Daniel T. Patterson, and the officers and men lately under their command;" "An act for the relief of Jacint Laval;" also "An act authorizing the sale of certain grounds, belonging to the United States, in the city of Washington."

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The bill to provide for the punishment of crimes and offences committed within the Indian boundaries, having been reported by the committee correctly engrossed, was read a third time.

On the question—"Shall this bill pass?"

It was determined in the affirmative, yeas 17, nays 13.

On motion by Mr. Morrow,

The yeas and nays being desired by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Barbour,  
Brown,  
Chace,  
Daggett,  
Hardin,  
Horsey,  
Howell,  
Hunter,  
Macon,

Messrs. Mason, of Va.  
Ruggles,  
Sanford,  
Stokes,  
Talbot,  
Taylor,  
Troup,  
Williams.

Those who voted in the negative, are

Messrs. Ashmun,  
Condit,  
Gaillard,  
King,  
Lacock,  
Mason, of N. H.  
Morrow,

Messrs. Roberts,  
Smith,  
Thompson.  
Tichenor,  
Varnum,  
Wilson.

So it was

*Resolved*, That this bill pass, and that the title



thereof be "An act to provide for the punishment of crimes and offences committed within the Indian boundaries."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The bill making reservation of certain public lands to supply timber for naval purposes, having been reported by the committee correctly engrossed, was read a third time, and the blanks were filled.

*Resolved*, That this bill pass, and that the title thereof be "An act making reservation of certain public lands to supply timber for naval purposes."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The bill to authorize the appointment of a surveyor for the lands in the northern part of the Mississippi Territory, and the sale of certain lands therein described, having been reported by the committee correctly engrossed, was read a third time, and the blanks were filled.

*Resolved*, That this bill pass, and that the title thereof be "An act to authorize the appointment of a surveyor for the lands in the northern part of the Mississippi Territory, and the sale of certain lands therein described."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The bill authorizing vessels departing from the town of Bayou St John and basin of the Canal de Carondelet for foreign ports, to clear out at the custom-house, in the city of New-Orleans; having been reported by the committee as correctly engrossed, was read a third time.

*Resolved.* That this bill pass, and that the title thereof be "An act authorizing vessels departing from the town of the Bayou St. John and basin of the Canal de Carondelet for foreign ports, to clear out at the custom-house in the city of New-Orleans."

*Ordered,* That the Secretary request the concurrence of the House of Representatives in this bill.

The bill in addition to an act entitled "An act for the more convenient taking of affidavits and bail in civil causes, depending in the courts of the United States, having been reported by the committee correctly engrossed, was read a third time.

*Resolved,* That this bill pass, and that the title thereof be "An act in addition to an act entitled 'An act for the more convenient taking of affidavits and bail in civil causes depending in the courts of the United States.'"

*Ordered.* That the Secretary request the concurrence of the House of Representatives in this bill.

The bill to divide the State of Pennsylvania into two judicial districts, having been reported by the committee correctly engrossed, was read a third

time, and the blanks having been filled, the bill was amended by unanimous consent.

*Resolved*, That this bill pass, and that the title thereof be "An act to divide the State of Pennsylvania into two judicial districts."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The bill for the relief of the legal representatives of John J. Yarnall, deceased, having been reported by the committee correctly engrossed, was read a third time.

*Resolved*, That this bill pass, and that the title thereof be "An act for the relief of the legal representatives of John J. Yarnall, deceased."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The bill entitled "An act supplementary to an act entitled 'An act concerning the naval establishment,' " was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The bill entitled "An act for the relief of Park Holland," was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The bill entitled "An act relating to the ransom of American captives of the late war," was read a third time.

*Resolved.* That this bill pass.

*Ordered,* That the Secretary notify the House of Representatives accordingly.

Mr. Barbour, from the committee on Foreign Relations, to whom was recommitted the bill entitled "An act more effectually to preserve the neutral relations of the United States," reported it with amendments; which were read.

Agreeably to the order of the day the Senate resumed the consideration of the motion of the 17th instant, for instructing the committee on military affairs, to report a bill to reduce the military peace establishment of the United States.

On motion by Mr. Williams,

*Ordered,* That the consideration thereof be further postponed to, and made the order of the day for to-morrow.

The Senate resumed the consideration of the bill authorizing a subscription for an additional volume of the laws of the United States, and for the distribution thereof; and the bill having been amended,

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

The Senate resumed, as in committee of the whole, the consideration of the bill to authorize the State of Tennessee to issue grants and perfect titles on certain entries and locations of lands therein described, together with the amendments reported thereto by the select committee.

On motion by Mr Brown,

*Ordered*, That the further consideration thereof be postponed until to-morrow.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act to amend the act authorizing the payment for property lost, captured, or destroyed by the enemy while in the military service of the United States, and for other purposes, passed the ninth of April, 1816," together with the amendments reported thereto by the select committee.

Mr Varnum was requested to take the chair, and the amendments having been agreed to, the President resumed the chair; and the bill was reported to the House accordingly. And,

On the question—"Shall the amendments be engrossed and the bill read a third time as amended?"

It was determined in the affirmative.

The President communicated a report of the acting Secretary of War, made in compliance with a resolution of the Senate, of the 22d instant, "requesting him to lay before the Senate the probable amount of the claim of the State of Maryland, for militia services during the late war, and such information as he may be in possession of on that subject;" and the report was read.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act making appropriations for the support of

government for the year 1817;" and after progress,

On motion by Mr. Barbour,

*Ordered*, That the further consideration thereof be postponed until to-morrow.

A message from the House of Representatives, by Mr. Dougherty, their Clerk:

Mr. President—The House of Representatives have passed a bill entitled "An act directing the transfer of unclaimed pensions, and limiting the payment at the Treasury only;" a bill entitled "An act to amend the act entitled 'An act granting bounties in land and extra pay to certain Canadian volunteers,' passed 5th March, 1816;" a bill entitled "An act making an appropriation for opening and cutting out a road therein described;" also a bill entitled "An act for the relief of certain officers;" in which bills they request the concurrence of the Senate. And he withdrew.

The four bills last mentioned were read.

*Ordered*, That they severally pass to the second reading.

Agreeably to notice given Mr. Williams asked and obtained leave to bring in a bill compensating Peter Hagner; and the bill was read.

*Ordered*, That it pass to the second reading.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act freeing from postage all letters and packets to and from James Madison;" and no amendment

having been made thereto, the President reported it to the House: And

*Ordered*, That it pass to a third reading.

Mr. Wells presented the petition of Isaac Briggs, praying relief in the settlement of his accounts, as surveyor of the lands of the United States south of the State of Tennessee; and compensation for exploring and ascertaining the topography of a post-route from Washington City to New-Orleans, as stated in the petition; which was read.

On motion by Mr. Wells,

*Ordered*, That it be referred to the committee of Claims, to consider and report thereon by bill or otherwise.

Mr. Ruggles presented the petition of Enoch Barnum, praying a pension, for reasons stated in the petition; which was read.

On motion by Mr. Ruggles.

*Ordered*, That it be referred to the committee on Pensions, to consider and report thereon by bill or otherwise.

Mr. Ruggles also presented the petition of Alexander Patterson, of Jefferson county, in the State of Ohio, who was a second lieutenant in the army of the United States, during the late war with Great Britain, praying relief in consideration of his having been severely wounded while in the discharge of his duty, as stated in the petition; which was read.

On motion by Mr. Ruggles,

*Ordered*, That it be referred to the committee

on Pensions, to consider and report thereon by bill or otherwise.

After the consideration of executive business, the Senate adjourned to 11 o'clock to-morrow morning; to which time the several orders of the day were postponed.

**TUESDAY, FEBRUARY 25, 1817.**

A message from the House of Representatives, by Mr. Dougherty, their Clerk:

Mr. President—The House of Representatives have passed the bill, which originated in the Senate, entitled “An act for the relief of the legal representatives of John J. Yarnall, deceased.”

They have also passed a resolution for the appointment of a joint committee to examine and report to their respective Houses what business is pending before them, and what it is indispensable to act upon previous to their adjournment; and have appointed a committee on their part: in which they request the concurrence of the Senate. And he withdrew.

The resolution last mentioned was read three times by unanimous consent.

*Resolved*, That the Senate concur therein.

*Ordered*, That Mr. Wilson and Mr. Tait be the committee on their part.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The President communicated the general ac-



count of the Treasurer of the United States from the 1st of April, 1815, to the 1st of January, 1816, as also the accounts of the War and Navy Departments, from the 1st of October, 1815, to the 1st of October, 1816, together with the reports thereon; which were read.

Mr. Roberts, from the committee of Claims, to whom was referred the petition of Frederick Foley, made a report, together with the following resolution:

*Resolved*, That the prayer of the petitioner be disallowed.

Mr. Wilson submitted the following resolution, which was read:

*Resolved, by the Senate and House of Representatives of the United States of America, in Congress assembled*, That the Secretary of the Senate, and the Clerk of the House of Representatives, be directed, in making any future contract for the printing of Congress, to stipulate and require that the same, excepting only the bills, or when otherwise specially directed by either House, shall be done in a royal octavo form, the size of the pages to be the same as those of the late edition of the laws of the United States; and that when any tables will not admit, with the use of a smaller type, of compression into that size, they shall be so printed as to fold conveniently into the volume.

*Ordered*, That it pass to the second reading.

Mr Tait, from the committee on Naval Affairs, to whom was referred the bill entitled "An act

making appropriations for the support of the navy of the United States, for the year one thousand eight hundred and seventeen, reported it without amendment.

Mr. Williams, from the committee on Military Affairs, to whom was referred the bill entitled "An act respecting the pay and emoluments of certain officers of the army of the United States," reported it without amendment.

Mr. Williams, from the same committee, to whom was referred the bill, entitled, "An act to amend an act entitled 'An act making further provision for military services during the late war, and for other purposes,'" reported the same with an amendment; which was read.

Mr. Roberts submitted the following resolution; which was read, and passed to the second reading.

*Resolved*, That Robert Tweedy, Tobias Simpson, and George Hicks, assistants to the sergeant-at-arms and door-keeper of the Senate, be paid out of the contingent fund, two dollars a day for each day they may have attended the Senate during the present session of Congress; and that Charles Tims be allowed one hundred dollars for his attendance during the present session.

Mr. Chace presented the memorial of Nathaniel Cutting, praying the grant of a tract of land in the reservation of military bounty lands, in consideration of his *long* and *faithful* public services; and the memorial was read

On motion by Mr. Chace,

*Ordered*, That it be referred to the committee on the Public Lands, to consider and report thereon by bill or otherwise.

The bill authorizing a subscription for an additional volume of the laws of the United States, and for the distribution thereof, having been reported by the committee correctly engrossed,

On motion by Mr. Varnum,

*Ordered*, That the further consideration thereof be postponed until to-morrow.

The amendments to the bill entitled "An act to amend the act 'authorizing the payment for property lost, captured, or destroyed by the enemy, while in the military service of the United States, and for other purposes,' passed the ninth of April, 1816," having been reported by the committee correctly engrossed, the bill was read a third time as amended.

*Resolved*, That this bill pass with amendments.

*Ordered*, That the Secretary request the concurrence of the House of Representatives therein.

The Senate resumed the consideration of the report of the committee on the Post-Office and Post-Roads, who were instructed by a resolution of the Senate, to inquire into the expediency of increasing the compensation of the postmaster at Newark, New-Jersey:

Whereupon,

*Resolved*, That it is inexpedient to increase the compensation of the postmaster at Newark, in New-Jersey.

Agreeably to the order of the day the Senate resumed the consideration of the motion of the 17th instant, for instructing the committee on Military Affairs to report to the Senate a bill to reduce the military peace establishment of the United States; and the same having been amended by leaving the number a blank, by striking out the word "*five*," and inserting after "*engineers*," in the last line "*and of topographical engineers*."

On motion by Mr. Barbour,

That the further consideration thereof be postponed until the fourth day of March next,

It was determined in the affirmative, yeas 24, nays 11.

On motion,

The yeas and nays being desired by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Barbour,

Brown,  
Campbell,  
Chace,  
Condit,  
Fromentin,  
Gaillard,  
Hanson,  
Howell,  
Hunter,  
King,  
Lacock,

Messrs. Mason, of Va.

Morrow,  
Noble,  
Roberts,  
Ruggles,  
Sanford,  
Stokes,  
Tait,  
Taylor,  
Troup,  
Williams,  
Wilson.

Those who voted in the negative, are

Messrs. Ashmun,	Messrs. Mason, of N. H.
Daggett,	Smith,
Dana,	Thompson,
Goldsborough,	Tichenor,
Hursey,	Varnum.
Macon,	

The bill entitled "An act freeing from postage all letters and packets to and from James Madison," was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The bill to incorporate the subscribers to certain banks in the District of Columbia, was read the second time.

Mr. Mason, of Virginia, submitted sundry statements of the situation of the affairs of those banks: And,

On his motion,

*Ordered*, That the further consideration of the bill be postponed to, and made the order of the day for to-morrow; and that the statements be printed for the use of the Senate.

Mr. Williams, from the committee on Military Affairs, to whom the subject was referred, reported a bill for the relief of the heirs of William B. Carter; and the bill was read.

*Ordered*. That it pass to the second reading.

The bill giving the right of pre-emption in the

purchase of a tract of land in the reservation at the Lower Rapids of Sandusky, was read the second time.

The bill authorizing a subscription for the printing of the tenth volume of public documents, was read the second time.

Agreeably to the order of the day, the Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act to set apart and pledge as a permanent fund for internal improvements, the *bonus* of the national bank, and the United States' share of its dividends."

On motion by Mr. Campbell,

*Ordered*, That the consideration thereof be further postponed to, and made the order for to-morrow.

The bill to establish post-roads was read the second time.

The bill to prevent the discontinuance of the business of the supreme court in certain cases, was read the second time.

The bill compensating Peter Hagner was read the second time.

The bill entitled an act to amend an act entitled "An act granting bounties in land and extra pay to certain Canadian volunteers," passed 5th March, 1816, was read the second time.

On motion by Mr. Varnum,

*Ordered*, That it be referred to the committee on the Public Lands, to consider and report thereon.

The bill entitled "An act for the relief of certain officers," was read the second time.

On motion by Mr. Macon,

*Ordered*, That it be referred to the committee on Military Affairs, to consider and report thereon.

The bill entitled "An act making an appropriation for making and cutting out a road therein described," was read the second time.

On motion by Mr. Roberts,

*Ordered*, That it be referred to the committee to whom was referred so much of the message of the President of the United States as relates to roads and canals, to consider and report thereon.

The bill entitled "An act directing the transfer of unclaimed pensions, and limiting their payment at the Treasury only;" was read the second time.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act making appropriations for the support of government for the year 1817; and after further progress,

On motion by Mr. Troup,

*Ordered*, That the further consideration thereof be postponed to, and made the order of the day for to-morrow.

Mr. Wilson submitted the following motion for consideration:

*Resolved*, That the committee on Pensions be instructed to inquire into the expediency of increasing the pension of Randolph Clarkson

The Senate resumed, as in committee of the whole, the consideration of the bill to authorize

the State of Tennessee to issue grants and perfect titles on certain entries and locations of lands therein described, together with the amendments reported thereto by the select committee. And,

On motion by Mr. Stokes,

*Ordered*, That the further consideration thereof be postponed until to-morrow.

The Senate resumed, as in committee of the whole, the consideration of the bill to secure, in certain cases, the bounty in land to the heirs of deceased soldiers. And,

After progress,

On motion,

The Senate adjourned to 11 o'clock to-morrow morning; to which time the several orders of the day were postponed.

### WEDNESDAY, FEBRUARY 26th, 1817.

Mr. Taylor, from the committee on Public Lands, to whom was referred the bill entitled "An act to amend an act entitled 'An act granting bounties in land and extra pay to certain Canadian volunteers,' passed 5th March, 1816," reported it without amendment.

Mr. Mason, of Virginia, from the committee on the District of Columbia, to whom was referred the bill entitled "An act to authorize the extension of the Columbia turnpike road, within the District of Columbia," reported it without amendment.

Mr. Williams, from the committee on Military Affairs, to whom was referred the bill entitled "An



act for the relief of certain officers," reported it without amendment.

The Senate resumed the consideration of the motion of the 25th instant, for instructing the committee on Pensions to inquire into the expediency of increasing the pension of Randolph Clarkson, and agreed thereto.

The Senate resumed the consideration of the report of the committee of Claims, to whom was referred the petition of Frederick Folley :

Whereupon,

*Resolved*, That the prayer of the petitioner be disallowed.

The resolution respecting the printing for Congress was read the second time.

The resolution to authorize the pay to the assistants to the sergeant-at-arms, and door-keeper of the Senate was read the second time, and considered as in committee of the whole. And,

On the question—" Shall this resolution be engrossed and read a third time?"

It was determined in the affirmative.

The bill for the relief of the heirs of William B. Carter, was read the second time.

The engrossed bill authorizing a subscription for an additional volume of the laws of the United States, and for the distribution thereof, was read a third time.

On motion by Mr. Varnum,

*Ordered*, That the further consideration thereof be postponed until the 4th day of March, next.

Agreeably to the order of the day the Senate

resumed, as in committee of the whole, the consideration of the bill entitled "An act to set apart and pledge, as a permanent fund for internal improvements, the *bonus* of the national bank, and the United States' share of its dividends." And Mr. Varnum was requested to take the chair.

On motion by Mr. Daggett,

That the further consideration thereof be postponed until the fourth day of March, next,

It was determined in the negative, yeas 18, nays 19.

On motion by Mr. Wilson,

The yeas and nays being desired by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Ashmun,  
Brown,  
Campbell,  
Chace,  
Condit,  
Daggett,  
Dana,  
Fromentin,  
Gaillard,

Messrs. Howell,  
Hunter,  
Macon,  
Smith,  
Thompson,  
Tichenor,  
Troup,  
Varnum,  
Williams.

Those who voted in the negative, are

Messrs. Barbour,	Messrs. Mason, of Va.
Goldsborough,	Morrow,
Hardin,	Noble,
Horsey,	Roberts,
King,	Ruggles,
Lacock,	Sanford,
Mason, of N. H.	Stokes,

**Messrs. Tait,  
Talbot,  
Taylor,**

**Messrs. Wells,  
Wilson.**

**On motion,**

**The Senate adjourned to 11 o'clock to-morrow morning; to which time the several orders of the day were postponed.**

**THURSDAY, FEBRUARY 27th, 1817.**

**Mr Wilson, from the joint committee, appointed to examine and report what business is pending between the two Houses, and what is indispensable to act upon previous to the adjournment, made a report; which was read.**

**Mr. Roberts presented the petition of Daniel Simonds, of Beverly, in Massachusetts, who belonged to the army of the revolution, praying a pension, for reasons stated in the petition; which was read.**

**On motion by Mr. Roberts,**

**Ordered, That it be referred to the committee on Pensions, to consider and report thereon by bill or otherwise.**

**Mr. Roberts, from the committee of Claims, to whom the subject was referred, reported a bill for the relief of Isaac Briggs; and the bill was read.**

**Ordered, That it pass to the second reading.**

**Mr. Roberts, from the same committee to whom was referred the petition of William B. Stokes,**

made a report, together with the following resolution :

*Resolved*, That the prayer of the petitioner ought not to be granted.

The report and resolution were read.

Mr. Williams presented the petition of Hannah Allen, widow of Justice Ailen, who died while in the service of the United States, praying relief, for reasons stated in the petition ; which was read.

On motion by Mr. Williams,

*Ordered*, That it be referred to the committee on Pensions, to consider and report thereon by bill or otherwise.

Mr. Morrow, from the committee on Public Lands, to whom was referred, on the 7th instant, the message from the President of the United States, reported a bill authorizing the payment of a sum of money to the State of Georgia, under the articles of agreement and cession between the United States and that State ; and the bill was read.

*Ordered*, That it pass to the second reading.

On motion by Mr. Roberts,

*Ordered*, That the committee of Claims, to whom was referred the memorial of Francis Henderson and family, heirs and representatives of John Laurens, deceased, be discharged from the further consideration thereof.

On motion by Mr. Stokes,

The Senate resumed, as in committee of the whole, the consideration of the bill to authorize

the State of Tennessee to issue grants and perfect titles on certain entries and locations of lands therein described, together with the amendments reported thereto by the select committee, and the bill having been amended, the President reported it to the House accordingly; and the amendments having been concurred in,

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative, yeas 23, nays 8.

On motion by Mr. Macon,

The yeas and nays being desired by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Ashmun,

Brown,

Campbell,

Daggett,

Fromentin,

Goldsborough,

Hardin,

Horseý,

Howell,

Lacock,

Morrow,

Noble,

Messrs Roberts,

Ruggles,

Sanford,

Stokes,

Tait,

Talbot,

Taylor,

Thompson,

Tichenor,

Troup,

Williams.

Those who voted in the negative, are

Messrs. Condit,

Dana,

Messrs. Gaillard,

Macon,

**Messrs. Mason, of N. H.  
Smith,**

**Messrs. Varnum,  
Wilson.**

Mr. Roberts submitted the following resolution, which was read and passed to the second reading:

*Resolved*, That there be paid out of the contingent fund of this House, to Robert Tweedy, Tobias Simpson, and George Hicks, the sum of one hundred dollars each, for extra services

Mr. Chace, from the committee on the Judiciary, asked and obtained leave to report a bill to amend an act entitled "An act to establish the judicial courts of the United States; and the bill was read.

*Ordered*, That it pass to the second reading.

Mr. Campbell, from the committee on Finance, to whom was referred the bill entitled "An act supplementary to an act entitled 'An act further to amend the several acts for the establishment and regulation of the Treasury, War, and Navy Departments,'" reported it without amendment.

Mr. Campbell, from the same committee, to whom was referred the bill entitled "An act making provision for the support of the military establishment for the year the 1817," also reported it without amendment.

Mr. Lacock, from the committee on Roads and Canals, to whom was referred the bill entitled "An act making an appropriation for opening and cutting out a road therein described," reported it without amendment.

On motion by Mr. Varnum,

The Senate resumed, as in committee of the whole, the consideration of the bill authorizing a subscription for the printing of the tenth volume of the public documents; and no amendment having been agreed thereto, the President reported it to the House. And,

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

Mr. Fromentin presented the memorial of the general assembly of the State of Louisiana, relative to the land claims of Florida; and the memorial was read.

On motion by Mr. Fromentin,

*Ordered.* That it be referred to the committee on the Public Lands, to consider and report thereon by bill or otherwise.

Mr. Fromentin also presented another memorial of the legislature of the same State, respecting the land titles, in the former territory of Orleans; and the memorial was read. And,

On his motion,

*Ordered.* That it be referred to the same committee, to consider and report thereon.

Mr. Fromentin also presented the petition of P. and B. Jourdan, of the State of Louisiana, praying compensation for property destroyed by order of general Jackson, as stated in the petition; which was read.

On his motion,

*Ordered,* That it be referred to the committee of Claims, to consider and report thereon by bill or otherwise.

Mr Fromentin also presented the petition of widow Des Londi, of the city of New-Orleans, praying compensation for damages sustained by the destruction of her property, whilst occupied by order of general Jackson, as stated in the petition; which was read. And,

On his motion,

*Ordered,* That it be referred to the committee last mentioned to consider and report thereon.

Mr. Ruggles reported from the committee that they have examined and found duly enrolled, the bill entitled "An act for the relief of Park Holland;" the bill entitled "An act supplementary to an act entitled 'An act concerning the naval establishment;'" the bill entitled "An act relating to the ransom of American captives of the late war;" the bill entitled "An act freeing from postage all letters to and from James Madison;" also the bill entitled "An act concerning the navigation of the United States."

A message from the House of Representatives, by Mr. Dougherty, their Clerk:

Mr. President—The House of Representatives have passed a bill entitled "An act authorizing the Secretary of the Treasury to pay to the State of Georgia fifteen per centum upon the quota of direct tax, for the year one thousand eight hundred and sixteen, assumed and paid by that State;" a bill entitled "An act authorizing the deposit of



the papers of foreign vessels with the consul of their respective nations;" a bill entitled "An act supplementary to an act to regulate the duties on imports and tonnage;" a bill entitled an act for the relief of Isaac Lawrence and others, merchants, residing in the city of New-York; a bill entitled "An act to provide for the redemption of the public debt;" a bill entitled "An act to repeal so much of any acts now in force as authorizes a loan of money, or an issue of Treasury notes;" also a bill entitled "An act respecting the assessment and collection of the direct tax;" in which bills they request the concurrence of the Senate.

They have passed the bill from the Senate entitled "An act in addition to an act entitled 'An act for the more convenient taking of affidavits and bail in civil causes depending in the courts of the United States.'"

They have also passed the bill from the Senate entitled "An act making reservation of certain public lands to supply timber for naval purposes," with amendments, in which they request the concurrence of the Senate.

They have also passed the bill from the Senate entitled, "An act to enable the people of the western part of the Mississippi Territory to form a constitution and State government, and for the admission of such State into the Union on an equal footing with the original States," with amendments, in which they request the concurrence of the Senate. And he withdrew.

**On motion,**

The Senate proceeded to consider the amendments of the House of Representatives to the bill last mentioned.

**On motion,**

*Ordered*, That they be referred to the committee on the Public Lands, to consider and report thereon.

**On motion,**

The Senate proceeded to consider the amendments of the House of Representatives to the bill entitled, "An act making reservation of certain public lands to supply timber for naval purposes."

**Whereupon,**

*Resolved*, That they concur therein.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The seven bills last brought up for concurrence were read.

*Ordered*, That they severally pass to the second reading.

The Senate resumed, agreeably to the order of the day, as in committee of the whole, the consideration of the bill entitled, "An act to set apart and pledge, as a permanent fund for internal improvements, the *bonus* of the national bank, and the United States' share of its dividends," and Mr. Varnum was requested to take the chair.

**On motion by Mr. Ashmun,**

To amend the bill by adding to the second section the following proviso :

*“ Provided however, That no part of said fund shall be expended on any of the objects aforesaid, within the State, without the assent of the legislature thereof: And provided also, That if any State shall refuse its assent as aforesaid, there shall be paid to such State such proportion of said moneys as would be expended therein on the objects aforesaid, if such State had assented to said expenditure.”*

It was determined in the negative. yeas 5, nays 33.

On motion by Mr. Ashmun,

The yeas and nays being desired by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Ashmun,

Condit,

Daggett,

Messrs. Dana,

Tichenor.

Those who voted in the negative, are

Messrs. Barbour,

Brown,

Campbell,

Chace,

Fromentin,

Gaillard,

Goldsborough,

Hanson,

Hardin,

Horsey,

Howell,

Hunter,

Messrs. King,

Lacock,

Macon,

Mason, of N H.

Mason, of Va.

Morrow,

Noble,

Roberts,

Ruggles,

Sanford,

Smith,

Stokes,

Messrs. Tait,  
Talbot,  
Taylor,  
Thompson,  
Troup,

Messrs. Varnum,  
Wells,  
Williams,  
Wilson.

The bill having been amended, the President resumed the chair, and it was reported to the House accordingly.

On motion by Mr. Goldsborough,

To amend the bill by striking out of section three, after the word "*duty*," in line 3, to the end of the section, and inserting in lieu thereof the following:

"To apportion and divide the said fund, as it annually accrues, among the several States now existing, and such as may hereafter be admitted into the Union, according to the then existing ratio of representation, as before directed; and to invest the same, so apportioned and divided, in funded debt of the United States, in the names of the respective States; and the funded debt so set apart in the names of the respective States, shall be applied to the aforesaid objects, under the concurrent direction of Congress and the legislature of the State interested; and he shall also lay before Congress, at their annual session, the condition of the said fund."

It was determined in the affirmative, yeas 21, nays 17.

On motion by Mr. Daggett,

The yeas and nays being desired by one fifth

of the Senators present, those who voted in the affirmative, are

Messrs. Barbour,	Messrs. Noble,
Brown,	Roberts,
Fromentin,	Ruggles,
Goldsborough,	Sanford,
Hanson,	Stokes,
Horsey,	Tait,
King,	Talbot,
Lacock,	Taylor,
Mason, of N. H.	Thompson,
Mason, of Va.	Wells,
Morrow,	

Those who voted in the negative, are

Messrs. Ashmun,	Messrs. Hunter,
Campbell,	Macon,
Chace,	Smith,
Condit,	Tichenor,
Daggett,	Troup,
Dana,	Varnum,
Gaillard,	Williams,
Hardin,	Wilson,
Howell,	

On motion by Mr. Campbell,

To amend the first section of the bill, by inserting after "and," in the fourth line, "*so much of*;" and in the seventh line, after the word "incorporated," "*as shall remain after paying the interest accruing on the stocks of the United States constituting the said shares.*"

It was determined in the negative, yeas 17, nays 21.

On motion by Mr. Campbell,

The yeas and nays being desired by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Ashmun,  
Campbell,  
Chace,  
Condit,  
Daggett,  
Dana,  
Gaillard,  
Hardin,  
Howell,

Messrs. Macon,  
Smith,  
Stokes,  
Thompson,  
Tichenor,  
Troup,  
Varnum,  
Williams,

Those who voted in the negative, are

Messrs. Barbour,  
Brown,  
Fromentin,  
Goldsborough,  
Hanson,  
Horsey,  
Hunter,  
King,  
Lacock,  
Mason, of N. H.  
Mason, of Va.

Messrs. Morrow,  
Noble,  
Roberts,  
Ruggles,  
Sanford,  
Tait,  
Talbot,  
Taylor,  
Wells,  
Wilson.

On motion by Mr. Horsey,

To add the following proviso to the second section of the bill :

*“ Provided, That the proportion of said fund to be assigned to any State, or any part thereof, may, by the assent of such State, be applied to the purposes aforesaid in any other State.”*

It was determined in the affirmative, yeas 26, nays 12.

On motion by Mr. Varnum,

The yeas and nays being desired by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Barbour,

Brown,

Chace,

Fromentin,

Goldsborough,

Hanson,

Hardin,

Horsey,

Hunter,

King,

Lacock,

Mason, of N. H.

Mason, of Va.

Messrs. Morrow,

Noble,

Roberts,

Ruggles,

Sanford,

Stokes,

Tait,

Talbot,

Taylor,

Thompson,

Tichenor,

Wells,

Wilson.

Those who voted in the negative, are

Messrs. Ashmun,

Campbell,

Condit,

Daggett,

Dana,

Gaillard,

Messrs. Howell,

Macon,

Smith,

Troup,

Varnum,

Williams.

On motion by Mr. Daggett,

To add to the end of the bill the following proviso :

*“ Provided, That in case the United States shall be engaged in war with any other nation, it shall and may be lawful to divert, during the continuance of such war, any unexpended sum of this appropriation, accruing during such period, for the purpose of maintaining such war.”*

It was determined in the negative, yeas 18, nays 19.

On motion by Mr. Daggett,

The yeas and nays being desired by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Ashmun,  
Campbell,  
Chace,  
Condit,  
Daggett,  
Dana,  
Gaillard,  
Hardin,  
Howell,

Messrs. Hunter,  
Macon,  
Masou, of Va.  
Smith,  
Thompson,  
Tichenor,  
Troup,  
Varnum,  
Williams.

Those who voted in the negative, are

Messrs. Barbour,  
Brown,  
Fromentin,  
Goldsborough,  
Hanson,

Messrs. Horsey,  
King,  
Lacock,  
Mason, of N. H.  
Morrow,



Messrs. Noble,	Messrs. Talbot,
Roberts,	Taylor,
Ruggles,	Wells,
Sanford,	Wilson,
Tait,	

On the question—" Shall the amendments be engrossed, and the bill be read a third time as amended?"

It was determined in the affirmative, yeas 22, nays 16.

On motion by Mr. Daggett,

The yeas and nays being desired by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Barbour,	Messrs. Morrow,
Brown,	Noble,
Fromentin,	Roberts,
Goldsborough,	Ruggles,
Hanson,	Sanford,
Hardin,	Stokes,
Horsey,	Tait,
King,	Talbot,
Lacock,	Taylor,
Mason, of N. H.	Wells,
Mason, of Va.	Wilson.

Those who voted in the negative, are

Messrs. Ashmun,	Messrs. Daggett,
Campbell,	Dana,
Chace,	Gaillard,
Condit,	Howell,

Messrs. Hunter,  
Macon,  
Smith,  
Thompson,

Messrs. Tichepor,  
Troup,  
Varnum,  
Williams.

The bill authorizing a subscription for the printing of the tenth volume of the public documents, having been reported by the committee correctly engrossed, was read a third time by unanimous consent.

*Resolved*, That this bill pass, and that the title thereof be, " An act authorizing a subscription for printing the tenth volume of the public documents."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

On motion by Mr. Roberts,

*Ordered*, That Thomas Ewell have leave to withdraw his petition and papers.

Agreeably to the order of the day, the Senate resumed, as in committee of the whole, the consideration of the bill, entitled, " An act making appropriations for the support of government for the year 1817," and the bill having been further amended, the President reported it to the House accordingly; and the amendments having been concurred in,

On the question—" Shall the amendments be engrossed, and the bill be read a third time as amended?"

It was determined in the affirmative.

A message from the House of Representatives, by Mr. Dougherty, their Clerk :

Mr. President—The Speaker of the House of Representatives having signed several enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The House of Representatives have passed a bill entitled “ An act for the relief of John de Castanado;” a bill entitled “ An act for the relief of Caleb Nicholls;” a bill entitled “ An act for the relief of William Oliver;” a bill entitled “ An act for the relief of Joseph J Green;” a bill entitled “ An act for the relief of James H. Boisgervais;” a bill entitled “ An act for the relief of James Caze and John Richaud;” a bill entitled “ An act for the relief of Peter Caslard;” a bill entitled “ An act for the relief of Jumonville de Villiers;” a bill entitled “ An act for the relief of Peter Kindall;” a bill entitled “ An act for the relief of James Orr;” a bill entitled “ An act for the relief of Barthelemy Duverger;” a bill entitled “ An act for the relief of George Buckmaster;” a bill entitled “ An act for the relief of Antoine Bienvenue, of the State of Louisiana;” a bill entitled “ An act for the relief of Alexander Holmes and Benjamin Hough;” a bill entitled “ An act for the relief of William Chism;” a bill entitled “ An act for the relief of James Villere;” a bill entitled “ An act for the relief Madame Montreuil;” a bill entitled “ An act for the relief of Peyton Short;” a bill entitled “ An act for the relief of Charles Wil-

liams;" a bill entitled "An act for the relief of Mary Wells;" a bill entitled "An act for the relief of Asa Wells;" also, a bill entitled "An act supplementary to the act, entitled, 'An act directing the disposition of money paid into the courts of the United States;'" in which bills they request the concurrence of the Senate.

They have passed the bill from the Senate, entitled, "An act authorizing the settlement of the accounts of Flavil Sabin, deceased;" the bill, entitled, "An act for the relief of the legal representatives of Ignace Chalmet Delino, deceased, and of Anthony Cruzat and L. P. Deverges;" the bill entitled "An act authorizing vessels departing from the town of the Bayou St. John and basin of the Canal de Carondelet, for foreign ports, to clear out at the custom-house in the city of New-Orleans."

They have also passed the bill from the Senate, entitled, "An act to authorize the appointment of a surveyor for the lands in the northern part of the Mississippi Territory, and the sale of certain lands therein described," with amendments, in which they request the concurrence of the Senate. And he withdrew.

The President signed the five enrolled bills last reported to have been examined, and they were delivered to the committee to be laid before the President of the United States.

Mr. Morrow, from the committee on the Public Lands, to whom was referred the amendments of the House of Representatives to the bill, entitled,

**"An act to enable the people of the western part of the Mississippi Territory to form a constitution and State government, and for the admission of such State into the Union on an equal footing with the original States,"** reported the same without amendment; and,

**On motion,**

**The Senate resumed the consideration of the said amendments to the bill last mentioned.**

**Whereupon,**

***Resolved,* That they concur therein.**

***Ordered,* That the Secretary notify the House of Representatives accordingly.**

**On motion,**

**The Senate adjourned to 11 o'clock to-morrow morning; to which time the several orders of the day were postponed.**

**FRIDAY, FEBRUARY 28th, 1817.**

**The twenty-two bills last brought for concurrence were read.**

***Ordered,* That they severally pass to the second reading.**

**The bill entitled "An act for the relief of Joseph J. Green," was read the second time by unanimous consent.**

**On motion,**

***Ordered,* That it be referred to the committee of Claims, to consider and report thereon.**

The bill entitled "An act for the relief of Peter Kindall," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill entitled "An act for the relief of John de Castanado," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill entitled "An act for the relief of Alexander Holmes and Benjamin Hough," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill entitled "An act for the relief of Antoine Bienvenue, of the State of Louisiana," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill entitled "An act for the relief of James Villere," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill entitled "An act for the relief of Ma-

dame Montreuil," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill entitled "An act for the relief of Asa Wells," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill entitled "An act for the relief of William Oliver," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill entitled "An act for the relief of James H. Boisservais," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill entitled "An act for the relief of Peter Caslard," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill entitled "An act for the relief of Ju-

monville de Villiers," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill entitled "An act for the relief of George Buckmaster," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill entitled "An act for the relief of James Orr," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill entitled "An act for the relief of Barthelemy Duverger," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill entitled "An act for the relief of James Caze and John Richaud," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill entitled "An act for the relief of Pey-



ton Short," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill entitled "An act for the relief of Caleb Nicholls," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the committee on Military Affairs, to consider and report thereon.

The bill entitled "An act for the relief of William Chism," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill entitled "An act for the relief of Charles Williams," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill entitled "An act for the relief of Mary Wells," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill, entitled, "An act supplementary to an act, entitled, 'An act directing the disposition

monville de Villiers," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill entitled "An act for the relief of George Buckmaster," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill entitled "An act for the relief of James Orr," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill entitled "An act for the relief of Barthelemy Duverger," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill entitled "An act for the relief of James Caze and John Richaud," was read the second time by unanimous consent.

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The bill entitled "An act for the relief of Caleb Nicholls," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the committee on Military Affairs, to consider and report thereon.

The bill entitled "An act for the relief of William Chism," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill entitled "An act for the relief of Charles Williams," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill entitled "An act for the relief of Mary Wells," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill, entitled, "An act supplementary to an act, entitled, 'An act directing the disposition

of money paid into the courts of the United States," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the committee on the Judiciary, to consider and report thereon.

The bill entitled "An act to provide for the redemption of the public debt," was read the second time.

On motion,

*Ordered*, That it be referred to the committee on Finance, to consider and report thereon..

The bill entitled "An act authorizing the deposit of the papers of foreign vessels with the consul of their respective nations," was read the second time.

On motion,

*Ordered*, That it be referred to the committee on Commerce and Manufactures, to consider and report thereon.

The bill entitled "An act for the relief of Isaac Lawrence and others, merchants, residing in the city of New-York," was read the second time.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill entitled "An act to repeal so much of any acts now in force as authorizes a loan of money, or the issue of Treasury notes," was read the second time.

On motion,

*Ordered*, That it be referred to the committee on Finance, to consider and report thereon.

The bill entitled "An act supplementary to an act to regulate the duties on imports and tonnage," was read the second time.

On motion,

*Ordered*, That it be referred to the last-mentioned committee, to consider and report thereon.

The bill entitled "An act authorizing the Secretary of the Treasury to pay to the State of Georgia fifteen per cent. upon the quota of direct tax, for the year 1816, assumed and paid by that State," was read the second time.

On motion,

*Ordered*, That it be referred to the same committee; to consider and report thereon.

The bill entitled "An act respecting the assessment and collection of the direct tax," was read the second time.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill for the relief of Isaac Briggs, was read the second time.

The resolution to make an additional allowance to Robert Tweedy and others, was read the second time, and considered as in committee of the whole; and

On the question—"Shall this resolution be engrossed and read a third time?"

It was determined in the affirmative.

The bill authorizing the payment of a sum of money to the State of Georgia, under the articles of agreement and cession between the United States and that State, was read the second time.

The bill to amend an act, entitled, "An act to establish the judicial courts of the United States," was read the second time.

The amendments of the House of Representatives to the bill entitled "An act to authorize the appointment of a surveyor for the lands in the northern part of the Mississippi Territory, and the sale of certain lands therein described," were read.

On motion by Mr. Varnum,

*Ordered*, That they be referred to the committee on the Public Lands, to consider and report thereon.

The Senate resumed the consideration of the report of the committee of Claims, to whom was referred the petition of William B. Stokes.

On motion by Mr. Goldsborough,

*Ordered*, That the further consideration thereof be postponed until Monday next.

On motion by Mr. Barbour,

*Resolved*, That the committee on Pensions be instructed to inquire into the propriety of placing Reuben Thacker, and Wyatt Lanthrop, on the pension list, respectively.

The amendments to the bill entitled "An act making appropriations for the support of government for the year 1817," having been reported by

the committee correctly engrossed, the bill was read a third time as amended.

*Resolved*, That this bill pass with amendments.

*Ordered*. That the Secretary request the concurrence of the House of Representatives therein.

The bill to authorize the State of Tennessee to issue grants and perfect titles on certain entries and locations of lands therein described, having been reported by the committee correctly engrossed, was read a third time.

*Resolved*, That this bill pass, and that the title thereof be, "An act to authorize the State of Tennessee to issue grants and perfect titles on certain entries and locations of lands therein described."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The amendments to the bill entitled "An act to set apart and pledge, as a permanent fund for internal improvements, the *bonus* of the national bank, and the United States' share of its dividends," having been reported correctly engrossed;

Mr. Daggett submitted the following motion:

*Resolved*, That this bill, and the amendments thereto, be recommitted to the committee on Roads and Canals, with instructions to provide that such part of the fund therein pledged be appropriated to promote internal improvements in the District of Columbia as it may be entitled to according to its numbers, which shall be determined by adding to the whole number of free persons, including

those bound to service for a term of years, and excluding Indians not taxed, three-fifths of all other persons, and the appropriation hereby made to be under the control of Congress.

It was determined in the negative, yeas 14, nays 22.

On motion by Mr. Daggett,

The yeas and nays being desired by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Ashmun,	Messrs. Macon,
Campbell,	Smith,
Chace,	Thompson,
Daggett,	Tichenor,
Dana,	Troup,
Gaillard,	Varnum,
Howell,	Williams.

Those who voted in the negative, are

Messrs. Barbour,	Messrs. Mason, of Va.
Brown,	Morrow,
Fromentin,	Noble,
Goldsborough,	Roberts,
Hanson,	Ruggles,
Hardin,	Sanford,
Horsey,	Stokes,
Hunter,	Tait.
King,	Taylor,
Lacock,	Wells,
Mason, of N. H.	Wilson.

The bill was read a third time as amended.



On the question—" Shall this bill pass as amended?"

It was determined in the affirmative, yeas 20, nays 15.

On motion by Mr. Troup,

The yeas and nays being desired by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Barbour,	Messrs. Mason, of Va.
Brown,	Morrow,
Fromentin,	Roberts,
Goldsborough,	Ruggles,
Hanson,	Sanford,
Hardin,	Stokes,
Horsey,	Tait,
King,	Taylor,
Lacock,	Wells,
Mason, of N. H.	Wilson

Those who voted in the negative, are

Messrs. Ashmun,	Messrs. Macon,
Campbell,	Smith,
Chace,	Thompson,
Daggett,	Tichenor,
Dana,	Troup,
Gaillard,	Varnum,
Howell,	Williams.
Hunter,	

So it was

*Resolved*, That this bill pass with amendments.

The title was amended to read—" An act to set

Whereupon,

*Resolved*, That the prayer of the petitioner ought not to be granted, and that he have leave to withdraw his petition.

Mr. Ruggles reported from the committee that they had examined and found duly enrolled, the bill entitled "An act in addition to an act. entitled 'An act for the more convenient taking of affidavits and bail in civil causes depending in the courts of the United States;" the bill entitled "An act making reservation of certain public lands to supply timber for naval purposes;" the bill entitled "An act authorizing vessels departing from the town of the Bayou St. John, and basin of the Canal de Carondelet, to clear out at the custom-house in the city of New-Orleans;" the bill entitled "An act for the relief of the legal representatives of Ignace Chalmet Delino, deceased, and of Anthony Cruzat and L. P. Deverges;" the bill entitled "An act to enable the people of the western part of the Mississippi Territory to form a constitution and State government, and for the admission of such State into the Union on an equal footing with the original States;" the bill entitled "An act authorizing the settlement of the accounts of Flavil Sabin, deceased;" the bill entitled "An act for the relief of the legal representatives of John J. Yarnall, deceased;" also, the bill entitled "An act granting a pension to commodore Richard Taylor."

Mr. Williams, from the committee on Military

Affairs, to whom was referred the bill entitled "An act for the relief of Charles Williams," reported it without amendment.

Mr. Williams, from the same committee, to whom was referred the bill entitled "An act for the relief of William Chism," reported it without amendment.

Mr. Williams, from the same committee, to whom was referred the bill, entitled "An act for the relief of Mary Wells," also reported it without amendment.

Mr. Chace, from the committee on the Judiciary, to whom was referred the bill entitled "An act supplementary to the act, entitled 'An act directing the disposition of money paid into the courts of the United States,'" reported it without amendment.

The Senate resumed the consideration of the bill respecting persons escaping from the service of their masters; and

On motion by Mr. Tait,

*Ordered*, That the further consideration thereof be postponed until the 4th day of March, instant.

The Senate resumed, as in committee of the whole, the consideration of the bill to secure, in certain cases, the bounty in land to the heirs of deceased soldiers, and no amendment having been made thereto, the President reported it to the House; and,

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act repealing the act entitled 'An act for the safe keeping and accommodation of prisoners of war,' passed July 6th, 1812," and no amendment having been made thereto, the President reported it to the House; and

*Ordered*, That it pass to a third reading.

The Senate resumed, as in committee of the whole; the consideration of the bill to amend an act for organizing the general staff, and making further provision for the army of the United States; and no amendment having been made thereto, the President reported it to the House accordingly.

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

A message from the House of Representatives by Mr. Dougherty, their Clerk:

Mr. President—The Speaker of the House of Representatives having signed several enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The House of Representatives have passed a bill entitled "An act to provide for furnishing the house of the President of the United States;" a bill entitled "An act to continue in force an act, entitled, 'An act relating to settlers on lands of the United States;" a bill entitled "An act for the

relief of Joseph Summers and John Allen;" a bill entitled "An act making provision for the location of the lands reserved by the first article of the treaty of the ninth of August, 1814, between the United States and the Creek nation, to certain chiefs and warriors of that nation, and for other purposes;" a bill entitled "An act for the relief of the widow and children of Abraham Owen;" a bill entitled "An act for the relief of Thomas and John Clifford, Elisha Fisher & Co., and Thomas Clifford, and Thomas Clifford & Son;" a bill entitled "An act making further provision for repairing the public buildings and improving the public square;" a bill entitled "An act allowing further time for entering donation rights to lands in the district of Detroit;" a bill entitled "An act respecting the district court of the United States in the northern district of New-York;" a bill entitled "An act to continue in force the second section of the act, entitled, 'An act supplementary to an act to regulate the duties on imports and tonnage;" a bill entitled "An act transferring the duties of commissioner of loans to the Bank of the United States, and abolishing the office of commissioner of loans;" also, a bill entitled "An act to fix the peace establishment of the marine corps;" in which bills they request the concurrence of the Senate.

They have concurred in the amendments of the Senate to the bill entitled "An act making appro-

priations for the support of government for the year 1817."

They have passed the bill from the Senate entitled "An act to provide for the due execution of the laws of the United States within the State of Indiana;" the bill entitled "An act directing the discharge of William Smith from imprisonment;" the bill entitled "An act for the relief of the legal representatives of Francis Cazeau, late merchant of Montreal;" also, the bill entitled "An act to provide for the punishment of crimes and offences committed within the Indian boundaries."

They have passed the bill entitled "An act to provide for reports of the decisions of the supreme court," with an amendment, in which they request the concurrence of the Senate. Also, the bill entitled "An act to provide for the prompt settlement of public accounts," with amendments, in which they request the concurrence of the Senate.

They have also passed the bill entitled "An act to set apart and dispose of certain public lands for the encouragement of the cultivation of the vine and olive," with amendments, in which they request the concurrence of the Senate. And he withdrew.

On motion,

The Senate proceeded to consider the amendments of the House of Representatives to the bill last mentioned.

Whereupon,

*Resolved*, That they concur therein.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

On motion,

The Senate proceeded to consider the amendments to the bill entitled "An act to provide for the prompt settlement of public accounts."

Whereupon,

*Resolved*, That they concur therein, with an amendment.

*Ordered*, That the Secretary request the concurrence of the House of Representatives therein.

On motion,

The Senate proceeded to consider the amendment of the House of Representatives to the bill entitled "An act to provide for reports of the decisions of the supreme court."

Whereupon,

*Resolved*, That they concur therein.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The President signed the eight enrolled bills last reported to have been examined, and they were delivered to the committee to be laid before the President of the United States.

The twelve bills last brought up for concurrence were read.

*Ordered*, That they severally pass to the second reading.

The bill entitled "An act making further provision for repairing the public buildings, and im-

proving the public square," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the committee on the District of Columbia, to consider and report thereon.

The bill entitled "An act transferring the duties of commissioner of loans to the Bank of the United States, and abolishing the office of commissioner of loans," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the committee on Finance, to consider and report thereon.

The bill entitled "An act respecting the district court of the United States in the northern district of New-York," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the committee on the Judiciary, to consider and report thereon.

The bill entitled "An act to fix the peace establishment of the marine corps," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the committee on Naval Affairs, to consider and report thereon.

The bill entitled "An act to continue in force the second section of the act, entitled, 'An act supplementary to an act to regulate the duties on



imports and tonnage," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the committee on Commerce and Manufactures, to consider and report thereon by bill or otherwise.

The bill entitled "An act for the relief of Thomas and John Clifford, Elisha Fisher & Co., and Thomas Clifford, and Thomas Clifford & Son," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill entitled "An act to continue in force an act, entitled, 'An act relating to settlers on lands of the United States,'" was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the committee on the Public Lands, to consider and report thereon.

The bill entitled "An act for the relief of Joseph Summers and John Allen," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the last-mentioned committee, to consider and report thereon.

The bill entitled "An act making provision for the location of the lands reserved by the first article of the treaty of the ninth of August, 1814, between the United States and the Creek nation,

to certain chiefs and warriors of that nation, and for other purposes," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill entitled "An act for the relief of the widow and children of Abraham Owen," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the committee on Military Affairs, to consider and report thereon.

The bill entitled "An act allowing further time for entering donation rights to lands in the district of Detroit," was read the second time by unanimous consent.

The bill entitled "An act to provide for furnishing the house of the President of the United States," was read the second time by unanimous consent, and considered as in committee of the whole; and no amendment having been made thereto, the President reported it to the House.

*Ordered*, That it pass to a third reading.

The President communicated to the Senate the following letter from the President elect of the United States:

City of Washington, March 1st, 1817.

Sir—I beg leave, through you, to inform the honourable Senate of the United States, that I propose to take the oath which the Constitution pre-

scribes, to the President of the United States, before he enters on the execution of his office, on Tuesday the fourth instant, at 12 o'clock, in the chamber of the House of Representatives.

I have the honour to be,

With the greatest respect, sir,

Your most obedient and most humble servant,

JAS. MONROE.

The honourable John Gaillard,

President of the Senate of the United States.

Whereupon,

On motion by Mr. Barbour,

*Resolved*, That a committee be appointed to make such arrangements as may be necessary for the reception of the President of the United States, on the occasion of his inauguration.

*Ordered*, That Mr. Barbour, Mr. Goldsborough, and Mr. Troup, be the committee.

On motion by Mr. Horsey,

*Ordered*, That John Rudolph have leave to withdraw his petition, presented at the last session of Congress.

The resolution to make an additional allowance to Robert Tweedy and others, having been reported by the committee correctly engrossed, was read a third time, and passed as follows:

*Resolved*, That there be paid out of the contingent fund of this House to Robert Tweedy, Tobias Simpson, and George Hicks, the sum of one hundred dollars each, for extra services.

to certain chiefs and warriors of that nation, and for other purposes," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

The bill entitled "An act for the relief of the widow and children of Abraham Owen," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the committee on Military Affairs, to consider and report thereon.

The bill entitled "An act allowing further time for entering donation rights to lands in the district of Detroit," was read the second time by unanimous consent.

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*Resolved*, That there be paid out of the contingent fund of this House to Robert Tweedy, Tobias Simpson, and George Hicks, the sum of one hundred dollars each, for extra services.

The bill to incorporate the subscribers to certain banks in the District of Columbia, having been reported by the committee correctly engrossed, was read a third time.

*Resolved*, That this bill pass, and that the title thereof be, "An act to incorporate the subscribers to certain banks in the District of Columbia, and to prevent the circulation of the notes of unincorporated associations within the said District."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

Mr. Morrow, from the committee on the Public Lands, to whom was referred the amendments of the House of Representatives to the bill entitled "An act to authorize the appointment of a surveyor for the lands in the northern part of the Mississippi Territory, and the sale of certain lands therein described," made report thereon, which was read and considered.

Whereupon,

*Resolved*, That the Senate concur in some, and disagree to other of the said amendments.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill providing an additional compensation to the circuit judge of the sixth circuit of the United States, and no amendment having been made thereto, the President reported it to the House.

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

Mr. Tichenor, from the committee of Claims, to whom was referred the bill entitled "An act for the relief of William Oliver," reported it without amendment.

Mr. Tichenor, from the same committee, to whom was referred the bill entitled "An act for the relief of George Buckmaster," also reported it without amendment.

Mr. Campbell, from the committee on Finance, to whom was referred the bill entitled "An act making additional appropriations to defray the expenses of the army and militia during the late war with Great Britain," reported it with amendments, which were read

Mr. Williams, from the committee on Military Affairs, to whom was referred the bill entitled "An act for the relief of the widow and children of Abraham Owen," reported it without amendment.

Mr. Williams, from the same committee, to whom was referred the bill, entitled "An act for the relief of Caleb Nicholls," also reported it without amendment.

The Senate resumed, as in committee of the whole, the consideration of the bill to continue in force "An act further to provide for the collection of duties on imports and tonnage," passed the 3d day of March, 1813, and for other purposes, and

the bill having been amended, the President reported it to the House accordingly : And

On the question—" Shall this bill be engrossed and read a third time ?"

It was determined in the affirmative.

A message from the House of Representatives, by Mr. Dougherty, their Clerk :

Mr. President—The House of Representatives have concurred in the amendment of the Senate to their amendments to the bill, entitled, " An act to provide for the prompt settlement of public accounts."

They have also concurred in the amendments of the Senate to their amendments to the bill, entitled, " An act to authorize the appointment of a surveyor for the lands in the northern part of the Mississippi Territory, and the sale of certain lands therein described."

They have concurred in the amendments of the Senate to the bill entitled " An act to set apart and pledge, as a permanent fund for internal improvement, the *bonus* of the national bank, and the United States' share of its dividends."

They have also concurred in the amendments of the Senate to the bill, entitled, " An act to amend the act 'authorizing the payment for property lost, captured, or destroyed by the enemy, while in the military service of the United States, and for other purposes,' passed the 9th of April, 1816," with an amendment, in which they request the concurrence of the Senate. And he withdrew.



On motion,

The Senate proceeded to consider the amendment of the House of Representatives to the amendments of the Senate to the bill last mentioned.

Whereupon,

*Resolved*, That they concur therein.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill to extend the charters of certain banks in the District of Columbia, and for other purposes.

On motion by Mr. Goldsborough,

*Ordered*, That the further consideration thereof be postponed until the fourth day of March, next.

On motion by Mr. Morrow,

*Resolved*, That the committee on Public Lands be directed to report a bill for continuing in force an act establishing trading houses with the Indian tribes, which will expire on the 4th instant.

Whereupon,

Mr. Morrow, from said committee, reported a bill to continue in force an act, entitled, "An act for establishing trading houses with the Indian tribes;" and the bill was read the first and second times by unanimous consent, and considered as in committee of the whole; and no amendment having been made thereto, the President reported it to the House: And,

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

Mr. Wilson, from the committee, reported said bill correctly engrossed.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act more effectually to preserve the neutral relations of the United States," together with the amendments reported thereto by the committee on Foreign Relations.

On motion by Mr. Smith,

That the further consideration thereof be postponed until the 4th of March, instant,

It was determined in the negative, yeas 8, nays 28.

On motion by Mr. Wilson,

The yeas and nays being desired by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Chace,  
Dana,  
Fromentin,  
Gaillard,

Messrs. Noble,  
Smith,  
Williams,  
Wilson.

Those who voted in the negative, are

Messrs. Ashmun,  
Barbour,  
Campbell,  
Condit,  
Daggett,  
Goldsborough,  
Hardin,

Messrs. Horsey,  
Howell,  
Hunter,  
King,  
Lacock,  
Macon,  
Mason, of N. H.

Messrs. Mason, of Va.	Messrs. Talbot,
Morrow,	Taylor,
Roberts,	Thompson,
Ruggles,	Tichenor,
Sanford,	Troup,
Stokes,	Varnum,
Tait,	Wells.

On the question to agree to the following amendment, reported by the committee of Foreign relations:

“ SEC. 2. *And be it further enacted*, That the owners of all armed ships sailing out of the ports of the United States, and owned wholly or in part by citizens thereof, shall enter into bond to the United States, with sufficient sureties, prior to clearing out the same, in double the amount of the value of the vessel and cargo on board, including her armament, that the said ship or vessel shall not be employed by such owners in cruising or committing hostilities, or in aiding or co-operating in any warlike measure against the subjects, citizens, or property, of any prince or state, or of any colony, district, or people, with whom the United States are at peace.”

It was determined in the affirmative, yeas 17, nays 13.

On motion by Mr. Dana,

The yeas and nays being desired by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Barbours,	Messrs. Sanford,
Daggett,	Stokes,
Hardin,	Tait,
Horsey,	Talbot,
King,	Taylor,
Lacock,	Tichenor,
Macon,	Troup,
Mason, of Va.	Wells.
Morrow,	

Those who voted in the negative, are

Messrs. Campbell,	Messrs. Noble,
Chace,	Ruggles,
Condit,	Smith,
Dana,	Varnum,
Fromentin,	Williams,
Gaillard,	Wilson.
Howell,	

The amendments having been agreed to, with a further amendment, the President reported the bill to the House accordingly, and the amendments having been concurred in:

On the question—"Shall the amendments be engrossed and the bill be read a third time as amended?"

It was determined in the affirmative.

Mr. Barbour, from the committee appointed on the subject, made report.

Whereupon,

*Resolved*, That the Secretary of the Senate inform the House of Representatives, that the Presi-

dent elect of the United States will, on Tuesday next, at 12 o'clock, take the oath of office required by the Constitution, in the chamber of the House of Representatives; and that he also inform the President elect that the Senate will be in session at that time.

Mr. King, from the committee on Finance, to whom was referred the bill entitled "An act to provide for the redemption of the public debt," reported it with amendments, which were read, and considered as in committee of the whole, and having been agreed to, the President reported the bill to the House accordingly; and the amendments having been concurred in,

On the question—"Shall the amendments be engrossed, and the bill be read a third time as amended?"

It was determined in the affirmative.

Mr. King, from the same committee, to whom was referred the bill entitled "An act respecting the assessment and collection of the direct tax," reported it with amendments, which were read, and considered as in committee of the whole, and the amendments having been agreed to, the President reported the bill to the House accordingly; and the amendments having been concurred in,

On the question—"Shall the amendments be engrossed, and the bill be read a third time as amended?"

It was determined in the affirmative.

Mr. King, from the committee on Finance, re-

ported a bill making appropriation for carrying into effect certain Indian treaties; and the bill was read.

*Ordered*, That it pass to the second reading.

Mr. Dana, from the committee to whom was referred so much of the message of the President of the United States as relates to weights and measures, reported the following resolution :

*Resolved*, That it be referred to the Secretary of State, to prepare and report to the Senate a statement relative to the regulation and standard for weights and measures in the several States, and relative to proceedings in foreign countries for establishing uniformity in weights and measures, together with such propositions relative thereto as may be proper to be adopted in the United States.

The Senate resumed, as in committee of the whole, the consideration of the bill authorizing the payment of a sum of money to the State of Georgia, under the articles of agreement and cession between the United States and that State, and no amendment having been made thereto, the President reported it to the House: And,

On the question—" Shall this bill be engrossed and read a third time ?"

It was determined in the affirmative.

Mr. Tait, from the committee on Naval Affairs, to whom was referred the bill entitled " An act to fix the peace establishment of the marine corps," reported it without amendment.

Mr. Ruggles reported from the committee that they had this day laid before the President of the

United States the thirteen enrolled bills last reported to have been examined.

The Senate resumed, as in committee of the whole, the consideration of the bill to alter the time for the next meeting of Congress, and no amendment having been made thereto, the President reported it to the House : And,

On the question—" Shall this bill be engrossed and read a third time ?"

It was determined in the negative.

Mr. Campbell, from the committee on Finance, to whom was referred the bill entitled " An act authorizing the Secretary of the Treasury to pay to the State of Georgia fifteen per cent upon the quota of direct tax for the year 1816, assumed and paid by that State," reported it without amendment.

Mr. Campbell, from the same committee, to whom was referred the bill entitled " An act to repeal so much of any acts now in force as authorizes a loan of money, or an issue of Treasury notes," reported it without amendment.

Mr Campbell, from the same committee, to whom was referred the bill entitled " An act supplementary to ' An act to regulate the duties on imports and tonnage," also reported it without amendment.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled " An act concerning the compensation of the district attorney for the district of Massachusetts."

On motion by Mr. Daggett,

*Ordered*, That the further consideration thereof be postponed until the fourth of March, instant.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act making appropriations for the support of the navy of the United States for the year 1817," and the bill having been amended, the President reported it to the House accordingly; and the amendment having been concurred in,

On the question—"Shall the amendment be engrossed, and the bill be read a third time as amended?"

It was determined in the affirmative.

On motion by Mr. Lacock,

The Senate adjourned to 9 o'clock on Monday morning; to which time the several orders of the day were postponed.

#### MONDAY, MARCH 3d, 1817.

Mr. Campbell, from the committee on Finance, to whom was referred the bill entitled "An act transferring the duties of commissioner of loans to the Bank of the United States, and abolishing the office of commissioner of loans," reported it without amendment; and the bill was considered as in committee of the whole, and having been amended, the President reported it to the House according-



ly; and the amendments having been concurred in,

On the question—" Shall the amendments be engrossed, and the bill be read a third time as amended?"

It was determined in the affirmative.

The amendments having been reported by the committee correctly engrossed, the bill was read a third time as amended, by unanimous consent.

*Resolved*, That this bill pass with amendments.

*Ordered*, That the Secretary request the concurrence of the House of Representatives therein.

Mr Hunter, from the committee on Commerce and Manufactures, to whom was referred the bill entitled " An act for the relief of Thomas and John Clifford, Elisha Fisher & Company, and Thomas Clifford, and Thomas Clifford & Son," reported it without amendment; and the bill was considered as in committee of the whole, and no amendment having been made thereto, the President reported it to the House: And,

On the question—" Shall this bill be read a third time?"

It was determined in the negative.

So the bill was lost.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

Mr. Hunter, from the same committee, to whom was referred the bill entitled " An act authorizing the deposit of the papers of foreign vessels with the consuls of their respective nations," reported it

without amendment; and the bill was considered as in committee of the whole, and no amendment having been made thereto, the President reported it to the House.

*Ordered*, That it pass to a third reading: And  
It was read a third time by unanimous consent.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

On motion by Mr. Lacroix,

*Resolved*, That the Secretary of the Treasury be directed to prepare and report to the Senate, at the next session of Congress, a plan for the application of the means provided by law, or such as are in the power of Congress, for the purpose of opening roads or making canals, and such other information as he may consider material in relation to the objects aforesaid.

Mr. Morrow, from the committee on Public Lands, to whom was referred the bill entitled "An act to continue in force an act, entitled, 'An act relating to settlers on the lands of the United States,'" reported it without amendment.

Mr. Morrow, from the same committee, to whom was referred the bill entitled "An act for the relief of Joseph Summers and John Allen," also reported it without amendment.

Mr. Chace, from the committee on the Judiciary, to whom was referred the bill entitled "An act respecting the district courts of the United States

in the northern district of New-York," reported it without amendment.

Mr. Roberts, from the committee of Claims, to whom was referred the bill entitled "An act for the relief of Jumonville de Villiers," reported it without amendment.

Mr. Roberts, from the same committee, to whom was referred the bill entitled "An act for the relief of James Villere," reported it without amendment.

Mr. Roberts, from the same committee, to whom was referred the bill entitled "An act for the relief of Asa Wells," reported it without amendment.

Mr. Roberts, from the same committee, to whom was referred the bill entitled "An act for the relief of Antoine Bienvenue," reported it without amendment.

Mr. Roberts, from the same committee, to whom was referred the bill entitled "An act for the relief of Berthelemy Duverger," reported it without amendment.

Mr. Roberts, from the same committee, to whom was referred the bill entitled "An act for the relief of James H. Boisgervais," reported it without amendment.

Mr. Roberts, from the same committee, to whom was referred the bill entitled "An act for the relief of James Orr," reported it without amendment.

Mr. Roberts, from the same committee, to whom was referred the bill entitled "An act for the re-

lief of Joseph J. Green;" reported it without amendment.

Mr. Roberts, from the same committee, to whom was referred the bill entitled "An act for the relief of James Caze and John Richaud," reported it without amendment.

Mr. Roberts, from the same committee, to whom was referred the bill entitled "An act for the relief of Madame Montreuil," reported it without amendment.

Mr. Roberts, from the same committee, to whom was referred the bill entitled "An act for the relief of Peter Caslard," reported it without amendment.

Mr. Roberts, from the same committee, to whom was referred the bill entitled "An act for the relief of Peyton Short," reported it without amendment.

Mr. Roberts, from the same committee, to whom was referred the bill entitled "An act for the relief of Alexander Holmes and Benjamin Hough," also reported it without amendment.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act making additional appropriations to defray the expenses of the army and militia during the late war with Great Britain," together with the amendments reported thereto by the committee on Finance, and the amendments having been agreed to, the President reported the bill to the House

accordingly; and the amendments having been concurred in,

On the question—" Shall the amendments be engrossed, and the bill be read a third time as amended?"

It was determined in the affirmative. And

The said amendments having been reported by the committee correctly engrossed, the bill was read a third time as amended by unanimous consent.

*Resolved*, That this bill pass with amendments.

*Ordered*, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Howell, from the committee on Pensions, to whom was referred the bill entitled " An act for the relief of invalid pensioners," reported it with amendments, which were read, and considered as in committee of the whole, and having been agreed to, the President reported the bill to the House amended accordingly; and the amendments having been concurred in,

On the question—" Shall the amendments be engrossed, and the bill be read a third time as amended?"

It was determined in the affirmative.

The said amendments having been reported by the committee correctly engrossed, the bill was read a third time as amended by unanimous consent.

*Resolved*, That this bill pass with amendments.

*Ordered,* That the Secretary request the concurrence of the House of Representatives therein.

Mr. Roberts, from the committee on Pensions, to whom were referred the cases of Alexander Patterson, Jedediah Smith, Joel Cook, Peter Mills, James Gorham, James Green, the children of captain Logan, (an Indian,) Nicholas Boome, George Rowles, Randolph Clarkson, Hannah Allen, and Daniel Simonds, made report.

Whereupon,

*Resolved,* That the aforesaid applicants have leave to withdraw their petitions and papers.

On motion, by Mr. Roberts,

*Ordered,* That the committee of Claims, to whom were referred the following memorials and petitions, to wit: The memorials of William Patterson and others, of Baltimore; the petition of Jonas Cutting, the petition of Sarah Jarvis and others, the petition of Edward Vanhorn, the petition of P. and B. Jourdan, and the petition of the widow Des Londi, be discharged from the further consideration thereof, respectively.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act making an appropriation for making and cutting out a road therein described," and no amendment having been made thereto, the President reported it to the House; and

*Ordered,* That it pass to a third reading.

It was read a third time by unanimous consent:

*Resolved,* That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill making appropriation for carrying into effect certain Indian treaties, and the bill having been amended, the President reported it to the House accordingly; and the amendments having been concurred in:

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

The said bill having been reported by the committee correctly engrossed, was read a third time by unanimous consent.

*Resolved*, That this bill pass, and that the title thereof be, "An act making appropriation for carrying into effect certain Indian treaties, and for other purposes."

*Ordered*. That the Secretary request the concurrence of the House of Representatives in this bill.

Mr. Mason, of Va., from the committee on the District of Columbia, to whom was referred the bill entitled "An act making further provision for repairing the public buildings, and improving the public square," reported it without amendment; and the bill was considered as in committee of the whole, and having been amended, the President reported it to the House accordingly; and the amendment having been concurred in:

On the question—"Shall the amendment be en-

grossed, and the bill be read a third time as amended?"

It was determined in the affirmative.

The said amendment having been reported by the committee correctly engrossed, the bill was read a third time as amended by unanimous consent.

*Resolved*, That this bill pass with an amendment.

*Ordered*, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Morrow, from the committee on Public Lands, to whom was referred the bill entitled "An act making provision for the location of the lands reserved by the first article of the treaty of the ninth of August, one thousand eight hundred and fourteen, between the United States and the Creek nation, to certain chiefs and warriors of that nation, and for other purposes," reported it with amendments, which were read, and considered as in committee of the whole, and having been agreed to, the President reported the bill to the House accordingly; and the amendments having been concurred in:

On the question—"Shall the amendments be engrossed, and the bill be read a third time as amended?"

It was determined in the affirmative.

The said amendments having been reported by the committee correctly engrossed, the bill was



read a third time as amended by unanimous consent.

*Resolved*, That this bill pass with amendments.

*Ordered*, That the Secretary request the concurrence of the House of Representatives therein.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act making provision for the support of the military establishment for the year one thousand eight hundred and seventeen," and the bill having been amended, the President reported it to the House accordingly; and the amendment having been concurred in,

On the question—"Shall the amendment be engrossed, and the bill be read a third time as amended?"

It was determined in the affirmative.

The said amendment having been reported by the committee correctly engrossed, the bill was read a third time as amended by unanimous consent.

*Resolved*, That this bill pass with an amendment.

*Ordered*, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Ruggles reported from the committee that they had examined and found duly enrolled, the bill entitled, "An act directing the discharge of William Smith from imprisonment;" the bill entitled "An act for the relief of the legal representatives of Francis Cazeau, late merchant at Mon-

treas ;" the bill entitled " An act to provide for reports of the decisions of the supreme court ;" the bill entitled " An act to set apart and dispose of certain public lands for the encouragement of the cultivation of the vine and olive ;" the bill entitled " An act to provide for the due execution of the laws of the United States within the State of Indiana ;" the bill entitled " An act to provide for the punishment of crimes and offences committed within the Indian boundaries ;" the bill entitled " An act to provide for the prompt settlement of public accounts ;" the bill entitled " An act making appropriations for the support of government for the year 1817 ;" the bill entitled " An act to set apart and pledge certain funds for internal improvements ;" and the bill entitled " An act to amend the act 'authorizing the payment for property lost, captured, or destroyed by the enemy, while in the military service of the United States, and for other purposes,' passed the 9th of April, 1816."

The Senate resumed the consideration of the resolution reported the 1st instant, by Mr. Dana, from the committee to whom was referred so much of the message of the President of the United States as relates to weights and measures, and agreed thereto.

A message from the House of Representatives, by Mr. Dougherty, their Clerk :

Mr. President—The Speaker of the House of Representatives having signed sundry enrolled

bills, I am directed to bring them to the Senate for the signature of their President.

The House of Representatives have passed a bill entitled "An act authorizing the Secretary of the Treasury to remit the duties therein mentioned;" a bill entitled "An act for the relief of certain Creek Indians;" a bill entitled "An act further to regulate the Territories of the United States, and their electing delegates to Congress;" a bill entitled "An act for the relief of Robert Burnside;" a bill entitled "An act authorizing the Secretary of the Treasury to cause repayment to be made of certain alien duties;" a bill entitled "An act supplementary to an act for the relief of persons imprisoned for debts due the United States;" also, a bill entitled "An act for the relief of the widows and orphans of the officers, seamen and marines, who were lost in the United States brig *Epervier*;" in which bills they request the concurrence of the Senate.

They have also passed the bill from the Senate, entitled, "An act authorizing a subscription for the printing of the tenth volume of public documents." And he withdrew.

The President signed the ten enrolled bills last reported to have been examined, and they were delivered to the committee to be laid before the President of the United States.

The seven bills last brought up for concurrence were read.

*Ordered*, That they severally pass to the second reading.

The bill entitled "An act authorizing the Secretary of the Treasury to remit the duties therein mentioned," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the committee on Finance, to consider and report thereon.

Mr. Campbell, from the committee, reported said bill without amendment.

The bill entitled "An act to regulate the Territories of the United States, and their electing delegates to Congress," was read the second time by unanimous consent, and considered as in committee of the whole; and

*Ordered*, That it pass to a third reading: And It was read a third time by unanimous consent.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The bill entitled "An act for the relief of Robert Burnside," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the committee on Finance, to consider and report thereon.

Mr. Campbell, from the committee, reported said bill without amendment.

The bill entitled "An act authorizing the Secretary of the Treasury to cause repayment to be made of certain alien duties," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the committee on Foreign Relations, to consider and report thereon.

Mr. Barbour, from the committee, reported said bill without amendment.

The bill entitled "An act supplementary to An act for the relief of persons imprisoned for debts due the United States," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the committee on Finance, to consider and report thereon.

Mr. Campbell, from the committee, reported said bill without amendment.

The bill entitled "An act for the relief of the widows and orphans of the officers, seamen and marines, who were lost in the United States' brig *Epervier*," was read the second time by unanimous consent, and considered as in committee of the whole, and no amendment having been made thereto, the President reported it to the House; and

*Ordered*, That it pass to a third reading; And It was read a third time by unanimous consent.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The bill entitled "An act for the relief of certain Creek Indians," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the committee on Military Affairs, to consider and report thereon.

Mr. Williams, from the committee, reported said bill without amendment.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act respecting the pay and emoluments of certain officers of the army of the United States."

On motion by Mr. Williams,

*Ordered*, That the further consideration thereof be postponed until the 4th day of March, instant.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill giving the right of pre-emption in the purchase of a tract of land in the reservation of the Lower Rapids of Sandusky, and no amendment having been made thereto, the President reported it to the House: And,

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

The Senate resumed, as in committee of the whole, the consideration of the bill to establish post roads, and the bill having been amended, the President reported it to the House accordingly; and the amendments having been concurred in,

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative : And

The bill having been reported by the committee correctly engrossed, it was read a third time by unanimous consent.

*Resolved*, That this bill pass, and that the title thereof be, "An act to establish post roads."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The bill to amend an act for organizing the general staff, and making further provision for the army of the United States, having been reported by the committee correctly engrossed, was read a third time.

*Resolved*, That this bill pass, and that the title thereof be, "An act to amend an act for organizing the general staff, and making further provision for the army of the United States."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The resolution to authorize the pay to the assistants of the sergeant-at-arms and door-keeper of the Senate, having been reported by the committee correctly engrossed, was read a third time, and passed as follows :

*Resolved*, That Robert Tweedy, Tobias Simpson, and George Hicks, assistants to the sergeant-at-arms and door-keeper of the Senate, be paid out of the contingent fund two dollars a day, for each day they may have attended the Senate du-

ring the present session of Congress; and that Charles Tims be allowed one hundred dollars for his attendance during the present session.

The bill to continue in force an act, entitled, "An act further to provide for the collection of duties on imports and tonnage," passed the 3d day of March, 1815, and for other purposes," having been reported by the committee correctly engrossed, was read a third time.

*Resolved*, That this bill pass, and that the title thereof be, "An act to continue in force an act, entitled, 'An act further to provide for the collection of duties on imports and tonnage,' passed the 3d day of March, 1815, and for other purposes."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The bill authorizing the payment of a sum of money to the State of Georgia, under the articles of agreement and cession between the United States and that State, having been reported by the committee correctly engrossed, was read a third time.

*Resolved*, That this bill pass, and that the title thereof be, "An act authorizing the payment of a sum of money to the State of Georgia, under the articles of agreement and cession between the United States and that State."

*Ordered*, That the Secretary request the con-



currence of the House of Representatives in this bill.

The bill providing an additional compensation to the circuit judge of the sixth circuit of the United States, having been reported by the committee correctly engrossed, was read a third time, and the blank filled with "1,800."

*Resolved*, That this bill pass, and that the title thereof be, "An act providing an additional compensation to the circuit judge of the sixth circuit of the United States."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The bill to secure, in certain cases, the bounty in land to the heirs of deceased soldiers, having been reported by the committee correctly engrossed, was read a third time.

*Resolved*, That this bill pass, and that the title thereof be, "An act to secure, in certain cases, the bounty in land to the heirs of deceased soldiers."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

On motion by Mr. Campbell,

*Ordered*, That the committee on Finance, to whom was referred the petition of Samuel Upton and Thomas Adams, be discharged from the further consideration thereof.

The bill to continue in force an act, entitled, "An act for establishing trading houses with the

Indian tribes," having been reported by the committee correctly engrossed, was read a third time.

*Resolved*, That this bill pass, and that the title thereof be, "An act to continue in force an act, entitled, 'An act for establishing trading houses with the Indian tribes.'"

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The bill entitled "An act repealing the act, entitled, 'An act for the safe keeping and accommodation of prisoners of war,' passed July 6th, 1812," was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The bill entitled "An act to provide for furnishing the house of the President of the United States," was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The amendment to the bill entitled "An act making appropriations for the support of the navy of the United States for the year 1817," having been reported by the committee correctly engrossed, the bill was read a third time as amended.

*Resolved*, That this bill pass with an amendment.

*Ordered*, That the Secretary request the concurrence of the House of Representatives therein.

The amendment to the bill entitled "An act more effectually to preserve the neutral relations of the United States, having been reported by the committee correctly engrossed, the bill was read a third time as amended.

On the question—"Shall this bill pass as amended?"

It was determined in the affirmative, yeas 23, nays 10.

On motion by Mr. Dana,

The yeas and nays being desired by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Ashmun,	Messrs. Morrow,
Barbour,	Roberts,
Campbell,	Ruggles,
Daggett,	Sanford,
Goldsborough,	Stokes,
Hanson,	Tait,
Hardin,	Talbot,
Howell,	Taylor,
Hunter,	Tichenor,
King,	Troup,
Lacock,	Wells.
Macon,	

Those who voted in the negative, are

Messrs. Brown,	Messrs. Fromentin,
Chace,	Gaillard,
Dana,	Mason, of N. H.

Messrs. Noble,  
Smith,

Messrs. Varnum,  
Wilson.

So it was

*Resolved*, That this bill pass with an amendment.

*Ordered*, That the Secretary request the concurrence of the House of Representatives therein.

The amendments to the bill entitled "An act respecting the assessment and collection of the direct tax," having been reported by the committee correctly engrossed, the bill was read a third time as amended.

*Resolved*, That this bill pass with amendments.

*Ordered*, That the Secretary request the concurrence of the House of Representatives therein.

The amendments to the bill entitled "An act to provide for the redemption of the public debt," having been reported by the committee correctly engrossed, the bill was read a third time as amended.

*Resolved*, That this bill pass with amendments.

*Ordered*, That the Secretary request the concurrence of the House of Representatives therein.

The Senate resumed. as in committee of the whole, the consideration of the bill entitled "An act to amend an act. entitled, 'An act making further provision for military services during the late war, and for other purposes,'" together with the amendment reported thereto by the committee on Military Affairs, and the amendment having been agreed to, with an additional amendment, the Pre-

sident reported the bill to the House accordingly ; and the amendments having been concurred in :

On the question—"Shall the amendments be engrossed. and the bill be read a third time as amended?"

It was determined in the affirmative.

The amendments to said bill having been reported by the committee correctly engrossed, it was read a third time by unanimous consent.

*Resolved*, That this bill pass with amendments.

*Ordered*, That the Secretary request the concurrence of the House of Representatives therein.

The Senate resumed, as in committee of the whole, the consideration of the bill to prevent the discontinuance of the business of the supreme court in certain cases.

On motion,

*Ordered*, That the further consideration thereof be postponed until the 4th day of March, instant.

The Senate resumed, as in committee of the whole, the consideration of the bill compensating Peter Hagner, and no amendment having been made thereto, the President reported it to the House.

On the question—"Shall the bill be engrossed and read a third time?"

It was determined in the affirmative.

The said bill having been reported by the committee correctly engrossed, was read a third time by unanimous consent.

*Resolved*, That this bill pass, and that the title thereof be "An act compensating Peter Hagner."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The Senate resumed. as in committee of the whole, the consideration of the bill entitled "An act directing the transfer of unclaimed pensions, and limiting the payment at the Treasury only."

On motion by Mr. Wilson,

*Ordered*, That the further consideration thereof be postponed until the 4th day of March, instant.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act to amend the act, entitled, 'An act granting bounties, in land and extra pay, to certain Canadian volunteers,' passed 5th March, 1816," and no amendment having been made thereto, the President reported it to the House; and

*Ordered*, That it pass to a third reading: And It was read a third time by unanimous consent.

*Resolved*, That this bill pas.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act to authorize the extension of the Columbia Turnpike Road, within the District of Columbia," and no amendment having been make thereto, the President reported it to the House.

*Ordered*, That it pass to a third reading: And

It was read a third time by unanimous consent.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act for the relief of certain officers," and no amendment having been made thereto, the President reported it to the House.

*Ordered*, That it pass to a third reading: And

It was read a third time by unanimous consent.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill for the relief of the heirs of William B. Carter, and no amendment having been made thereto, the President reported it to the House.

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative: And

The bill having been reported by the committee correctly engrossed, was read a third time by unanimous consent.

*Resolved*, That this bill pass, and that the title thereof be, "An act for the relief of the heirs of William B. Carter"

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The Senate resumed, as in committee of the whole, the consideration of the resolution respecting the contracts for the printing for Congress, and no amendment having been made thereto, the President reported it to the House.

On the question—" Shall this resolution be engrossed and read a third time ?"

It was determined in the affirmative: And

The resolution having been reported by the committee correctly engrossed, was read a third time by unanimous consent.

*Resolved*, That this resolution pass.

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this resolution.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled " An act supplementary to an act, entitled, ' An act further to amend the several acts for the establishment and regulation of the Treasury, War, and Navy Departments,' " and no amendment having been made thereto, the President reported it to the House.

*Ordered*, That it pass to a third reading: And

It was read a third time by unanimous consent.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill to amend an



act entitled "An act to establish the judicial courts of the United States."

On motion by Mr. Mason, of N. H.,

*Ordered*, That the further consideration thereof be postponed until the fourth day of March, instant.

The Senate resumed, as in committee of the whole, the consideration of the bill for the relief of Isaac Briggs, and no amendment having been made thereto, the President reported it to the House.

On the question—"Shall this bill be engrossed and read a third time?"

It was determined in the affirmative: And

The bill having been reported by the committee correctly engrossed, was read a third time by unanimous consent.

*Resolved*, That this bill pass, and that the title thereof be, "An act for the relief of Isaac Briggs."

*Order.d*, That the Secretary request the concurrence of the House of Representatives in this bill.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act for the relief of Isaac Lawrence and others, merchants, residing in the city of New-York," and no amendment having been made thereto, the President reported it to the House.

*Ordered*, That it pass to a third reading: And  
It was read a third time by unanimous consent.

*Resolved*, That this bill pass

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act for the relief of Charles Williams," and no amendment having been made thereto, the President reported it to the House.

*Ordered*, That it pass to a third reading: And It was read a third time by unanimous consent.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled, "An act for the relief of William Chism," and no amendment having been made thereto, the President reported it to the House.

*Ordered*, That it pass to a third reading: And It was read a third time by unanimous consent.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act for the relief of Mary Wells," and the bill having been amended, the President reported it to the House accordingly; and the amendments having been concurred in:

On the question—"Shall the amendments be engrossed, and the bill be read a third time as amended?"

It was determined in the affirmative.

A message from the House of Representatives by Mr. Dougherty, their Clerk:

Mr. President—The House of Representatives have passed a bill entitled “An act authorizing the payment of a sum of money to the State of Georgia, under the articles of agreement and cession between the United States and that State;” a bill entitled “An act for the relief of Henry Lee;” a bill entitled “An act to alter and establish certain post-roads;” a bill entitled “An act for erecting a light-house on the west chop of Holmes’ Hole harbour, in the State of Massachusetts;” a bill entitled “An act authorizing the payment of a sum of money to Teakle Savage and others;” and a bill entitled “An act authorizing the payment of a sum of money to Nathaniel Seavey and others;” in which bills they request the concurrence of the Senate. And he withdrew.

The seven bills last mentioned were read.

*Ordered*, That they severally pass to the second reading.

The bill entitled “An act for the relief of Henry Lee,” was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the committee on Finance, to consider and report thereon.

Mr. Campbell, from the committee, reported said bill without amendment.

The bill entitled “An act respecting the com-

pensation of the collectors therein mentioned," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the committee on Finance, to consider and report thereon.

Mr. Campbell, from the committee, reported said bill without amendment.

The bill entitled "An act authorizing the payment of a sum of money to the State of Georgia, under the articles of agreement and cession between the United States and that State," was read the second time by unanimous consent.

The bill entitled "An act to alter and establish certain post-roads," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the committee on Post-Offices and Post-Roads, to consider and report thereon.

The bill entitled "An act for erecting a lighthouse on the west chop of Holmes' Hole harbour, in the State of Massachusetts," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the committee on Commerce and Manufactures, to consider and report thereon.

The bill entitled "An act authorizing the payment of a sum of money to Teakle Savage and others," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the committee on Naval Affairs, to consider and report thereon.

The bill entitled "An act authorizing the payment of a sum of money to Nathaniel Seavey and others," was read the second time by unanimous consent.

On motion,

*Ordered*, That it be referred to the same committee, to consider and report thereon.

Mr. Ruggles reported from the committee that they had laid before the President of the United States the ten enrolled bills last reported to have been examined.

A message from the President of the United States, by Mr Todd, his Secretary :

Mr. President—The President of the United States this day approved and signed "An act directing the discharge of William Smith from imprisonment;" "An act for the relief of the legal representatives of Francis Cazeau, late merchant at Montreal;" "An act to provide for reports of the decisions of the supreme court;" "An act to set apart and dispose of certain public lands for the encouragement of the cultivation of the vine and olive;" "An act to provide for the due execution of the laws of the United States within the State of Indiana;" "An act to provide for the punishment of crimes and offences committed within the Indian boundaries;" also, "An act to provide for the prompt settlement of public accounts."

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act supplementary to the act, entitled, "An act directing the disposition of money paid into the courts of the United States," and no amendment having been made thereto, the President reported it to the House.

*Ordered*, That it pass to a third reading: And It was read a third time by unanimous consent.

*Resolved*. That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act allowing further time for entering donation rights to lands in the district of Detroit," and no amendment having been made thereto, the President reported it to the House.

*Ordered*, That it pass to a third reading: And It was read a third time by unanimous consent.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act for the relief of William Oliver," and no amendment having been made thereto, the President reported it to the House.

*Ordered*, That it pass to a third reading: And

It was read a third time by unanimous consent.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

Mr. Ruggles reported from the committee that they had examined and found duly enrolled the bill entitled "An act repealing the act, entitled, 'An act for the safe keeping and accommodation of prisoners of war,' passed July 6th, 1812;" the bill entitled "An act to authorize the extension of the Columbian Turnpike Road, within the District of Columbia;" the bill entitled "An act to provide for furnishing the house of the President of the United States;" the bill entitled "An act to amend the act, entitled, 'An act granting bounties in land and extra pay to certain Canadian volunteers,' passed 5th March, 1816;" the bill entitled "An act making an appropriation for opening and cutting out a road therein described;" the bill entitled "An act for the relief of certain officers;" the bill entitled "An act supplementary to an act, entitled, 'An act further to amend the several acts for the establishment and regulation of the Treasury, War, and Navy Departments;" the bill entitled "An act further to regulate the Territories of the United States, and their electing delegates to Congress;" and the bill entitled "An act for the relief of the widows and orphans of the officers, seamen and marines, who were lost in the United States' brig *Epervier*."

After the consideration of executive business, the Senate adjourned to 5 o'clock in the evening.

*5 o'clock in the evening.*

A message from the House of Representatives, by Mr. Dougherty, their Clerk:

Mr. President—The Speaker of the House of Representatives having signed several enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The President of the United States, on the first instant, approved and signed “An act concerning the navigation of the United States;” “An act for the relief of Park Holland;” “An act relating to the ransom of American captives of the late war;” “An act supplementary to an act, entitled, ‘An act concerning the naval establishment;’ also, “An act freeing from postage all letters and packets to and from James Madison.” And on this day, “An act to amend the act ‘authorizing the payment for property lost, captured, or destroyed by the enemy, while in the military service of the United States, and for other purposes,’ passed the 9th of April, 1816;” and “An act making appropriations for the support of government for the year 1817.”

The House of Representatives have passed the bill from the Senate, entitled, “An act to amend and explain an ‘Act giving pensions to the orphans and widows of persons slain in the public or private armed vessels of the United States;’ also, the



bill entitled "An act to continue in force an act, entitled, 'An act for establishing trading houses with the Indian tribes.'"

They have concurred in the amendments of the Senate to the bill entitled "An act transferring the duties of commissioner of loans to the Bank of the United States, and abolishing the office of commissioner of loans;" also in the amendments to the bill entitled "An act respecting the assessment and collection of the direct tax."

They have disagreed to the amendments of the Senate to the bill entitled "An act to provide for the redemption of the public debt."

They have passed a bill entitled "An act to regulate the trade in plaster of Paris;" in which bill they request the concurrence of the Senate. And he withdrew.

The bill last mentioned was read the first and second time by unanimous consent, and considered as in committee of the whole, and having been amended, the President reported it to the House accordingly; and the amendment having been concurred in,

On the question—"Shall the amendment be engrossed, and the bill be read a third time as amended?"

It was determined in the affirmative, yeas 32, nays 3.

On motion by Mr. Roberts,

The yeas and nays being desired by one fifth

of the Senators present, those who voted in the affirmative, are

Messrs. Ashmun,  
Barbour,  
Brown,  
Campbell,  
Chace,  
Condit,  
Daggett,  
Dana,  
Fromentin,  
Gaillard,  
Hardin,  
Horsey,  
Howell,  
Hunter,  
King,  
Lacock,

Messrs. Macon,  
Morrow,  
Noble,  
Roberts,  
Ruggles,  
Sanford,  
Smith,  
Stokes,  
Tait,  
Talbot,  
Thompson,  
Tichenor,  
Troup,  
Varnum,  
Williams,  
Wilson.

Those who voted in the negative, are

Messrs. Hanson,  
Mason, of Va.

Mr. Taylor.

The said amendment having been reported by the committee correctly engrossed, the bill was read a third time by unanimous consent.

*Resolved*, That this bill pass with an amendment.

*Ordered*, That the Secretary request the concurrence of the House of Representatives therein.

The President signed the nine enrolled bills last reported to have been examined, and they were

delivered to the committee to be laid before the President of the United States.

On motion,

The Senate proceeded to consider their amendments to the bill entitled "An act to provide for the redemption of the public debt," disagreed to by the House of Representatives.

Whereupon,

*Resolved*, That they *recede* therefrom.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

Mr. Roberts, from the committee of Claims, to whom was referred the bill entitled "An act for the relief of Madame Montreuil," reported it without amendment, and the bill was considered as in committee of the whole; and

*Ordered*, That it pass to a third reading: And It was read a third time by unanimous consent.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

Mr. Roberts, from the committee of Claims, to whom was referred the bill entitled "An act for the relief of John De Castanado," reported it without amendment, and the bill was considered as in committee of the whole.

*Ordered*, That it pass to a third reading: And It was read a third time by unanimous consent.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

Mr. Roberts, from the same committee, to whom was referred the bill entitled "An act for the relief of Peter Kindall," reported it without amendment, and the bill was considered as in committee of the whole.

*Ordered*, That it pass to a third reading: And  
It was read a third time by unanimous consent.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

Mr. Wilson, from the committee on the Post-Office and Post-Roads, to whom was referred the bill entitled "An act to alter and establish certain post-roads," reported it with amendments, which was read, and considered as in committee of the whole, and the amendments having been agreed to, the President reported the bill to the House accordingly; and the amendments having been concurred in,

On the question—"Shall the amendments be engrossed, and the bill be read a third time as amended?"

It was determined in the affirmative.

The said amendments having been reported by the committee correctly engrossed, the bill was read a third time as amended, by unanimous consent.

*Resolved*, That this bill pass with amendments.

*Ordered*, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Hunter, from the committee on Commerce

and Manufactures, to whom was referred the bill entitled "An act for erecting a light-house on the west chop of Holmes' Hole harbour, in the State of Massachusetts." reported it without amendment, and the bill was considered as in committee of the whole.

*Ordered*, That it pass to a third reading: And  
It was read a third time by unanimous consent.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

Mr. Ruggles reported from the committee that they had laid before the President of the United States the nine enrolled bills last reported to have been examined.

The amendment to the bill entitled "An act for the relief of Mary Wells," having been reported by the committee correctly engrossed, the third reading of the bill was objected to by Mr. Roberts, as being against the rule. And,

On motion by Mr. Williams,

It was agreed to suspend the twelfth rule for conducting business in the Senate, to the end of the present session. And

The bill was read a third time as amended.

*Resolved*, That this bill pass with an amendment.

*Ordered*, That the Secretary request the concurrence of the House of Representatives therein.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act for the relief of George Buckmaster," and no

amendment having been made thereto, the President reported it to the House.

*Ordered*, That it pass to a third reading: And It was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act for the relief of the widow and children of Abraham Owen," and the bill having been amended, the President reported it to the House accordingly; and the amendment having been concurred in,

On the question—"Shall the amendment be engrossed and the bill be read a third time as amended?"

It was determined in the affirmative.

The said amendment having been reported by the committee correctly engrossed, the bill was read a third time as amended.

*Resolved*, That this bill pass with an amendment

*Ordered*, That the Secretary request the concurrence of the House of Representatives therein.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act for the relief of Caleb Nicholls," and no amendment having been made thereto, the President reported it to the House.

*Ordered*, That it pass to a third reading: And

It was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act authorizing the Secretary of the Treasury to pay to the State of Georgia fifteen per cent. upon the quota of direct tax for the year 1816, assumed and paid by that State," and no amendment having been made thereto, the President reported it to the House.

*Ordered*, That it pass to a third reading: And It was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act to fix the peace establishment of the marine corps," and no amendment having been made thereto, the President reported it to the House.

*Ordered*, That it pass to a third reading: And It was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

Mr. Ruggles reported from the committee that they had examined and found duly enrolled. the bill entitled, "An act to authorize the appointment of a surveyor of the lands in the western part

of the Mississippi Territory, and the sale of certain lands therein described ;” the bill entitled “ An act authorizing a subscription for the tenth volume of public documents;” the bill entitled “ An act to amend and explain an act giving pensions to the orphans and widows of persons slain in the public or private armed vessels of the United States;” also, the bill entitled “ An act to continue in force an act, entitled, ‘ An act for establishing trading houses with the Indian tribes.’ ”

The Senate resumed, as in committee of the whole, the consideration of the bill entitled “ An act to repeal so much of any acts now in force as authorizes a loan of money or an issue of Treasury notes,” and no amendment having been made thereto, the President reported it to the House.

*Ordered*, That it pass to a third reading: And It was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled “ An act supplementary to an act to regulate the duties on imports and tonnage,” and no amendment having been made thereto, the President reported it to the House.

*Ordered*, That it pass to a third reading: And It was read a third time.

*Resolved*, That this bill pass.



*Ordered*, That the Secretary notify the House of Representatives accordingly

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act to continue in force an act, entitled, 'An act relating to settlers on lands of the United States,'" and no amendment having been made thereto, the President reported it to the House.

*Ordered*, That it pass to a third reading: And It was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Dougherty, their Clerk:

Mr. President—The Speaker of the House of Representatives having signed several enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The House of Representatives have passed a bill entitled "An act to incorporate the subscribers to certain banks in the District of Columbia, and to prevent the circulation of the notes of unincorporated associations within the said District," with amendments, in which they request the concurrence of the Senate.

They have also passed a bill entitled "An act for the relief of Anthony Buck," in which they request the concurrence of the Senate.

The bill which had passed both Houses of Congress at the present session, entitled, "An act to set apart and pledge certain funds for internal im-

provements," and presented to the President of the United States for his approbation, has been returned by the President of the United States with the following objections:

To the House of Representatives  
of the United States:

Having considered the bill this day presented to me, entitled, "An act to set apart and pledge certain funds for internal improvements," and which sets apart and pledges funds "for constructing roads and canals, and improving the navigation of water-courses in order to facilitate, promote, and give security to internal commerce among the several States, and to render more easy and less expensive the means and provisions for the common defence;" I am constrained, by the insuperable difficulty I feel in reconciling the bill with the Constitution of the United States, to return it with that objection to the House of Representatives, in which it originated.

The legislative powers vested in Congress are specified and enumerated in the 8th section of the first article of the Constitution; and it does not appear that the power proposed to be exercised by the bill is among the enumerated powers; or that it falls, by any just interpretation, within the power to make laws necessary and proper for carrying into execution those or other powers vested by the Constitution in the government of the United States.

“ The power to regulate commerce among the several States,” cannot include a power to construct roads and canals, and to improve the navigation of water-courses, in order to facilitate, promote, and secure such a commerce, without a latitude of construction departing from the ordinary import of the terms, strengthened by the known inconveniences which doubtless led to the grant of this remedial power to Congress.

To refer the power in question to the clause “ to provide for the common defence and general welfare,” would be contrary to the established and consistent rules of interpretation ; as rendering the special and careful enumeration of powers, which follow the clause, nugatory and improper. Such a view of the Constitution would have the effect of giving to Congress a general power of legislation, instead of the defined and limited one hitherto understood to belong to them ; the terms “ common defence and general welfare,” embracing every object and act within the purview of a legislative trust. It would have the effect of subjecting both the constitution and laws of the several States, in all cases not specifically exempted, to be superseded by laws of Congress ; it being expressly declared “ that the Constitution of the United States, and laws made in pursuance thereof, shall be the supreme law of the land, and the judges of every State shall be bound thereby, any thing in the constitution or laws of any State to the contrary notwithstanding.” Such a view of the Constitu-

tion, finally, would have the effect of excluding the judicial authority of the United States from its participation in guarding the boundary between the legislative powers of the general and the State governments; inasmuch as questions relating to the general welfare being questions of policy and expediency, are unsusceptible of judicial cognizance and decision.

A restriction of the power "to provide for the common defence and general welfare," to cases which are to be provided for by the expenditure of money, would still leave within the legislative power of Congress, all the great and most important measures of government; money being the ordinary and necessary means of carrying them into execution.

If a general power to construct roads and canals, and to improve the navigation of water-courses, with the train of powers incident thereto, be not possessed by Congress, the assent of the States in the mode provided in the bill cannot confer the power. The only cases in which the consent and cession of particular States can extend the power of Congress, are those specified and provided for in the Constitution.

I am not unaware of the great importance of roads and canals, and the improved navigation of water-courses; and that a power in the national legislature to provide for them might be exercised with signal advantage to the general prosperity. But seeing that such a power is not expressly

given by the Constitution; and believing that it cannot be deduced from any part of it without an inadmissible latitude of construction, and a reliance on insufficient precedents; believing, also, that the permanent success of the Constitution depends on a definite partition of powers between the general and the State governments, and that no adequate land-marks would be left by the constructive extension of the powers of Congress, as proposed in the bill, I have no option but to withhold my signature from it; and cherishing the hope that its beneficial objects may be attained by a resort for the necessary powers, to the same wisdom and virtue in the nation which established the Constitution in its actual form, and providently marked out, in the instrument itself, a safe and practicable mode of improving it, as experience might suggest.

JAMES MADISON.

*March 3, 1817.*

And the House of Representatives, in which House the bill originated, have taken the question as prescribed by the Constitution of the United States, and have

*Resolved*, That the said bill do not pass.

And he withdrew.

The President signed the four enrolled bills last reported to have been examined, and they were delivered to the committee to be laid before the President of the United States.

The bill entitled "An act for the relief of Anthony Buck," was read three several times by unanimous consent.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider the amendments of the House of Representatives to the bill entitled "An act to incorporate the subscribers to certain banks in the District of Columbia, and to prevent the circulation of the notes of unchartered associations within the said District."

Whereupon,

*Resolved*, That they concur therein.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act respecting the compensation of the collectors therein mentioned," and no amendment having been made thereto, the President reported it to the House.

*Ordered*, That it pass to a third reading: And It was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act for the relief of Henry Lee," and no amendment

having been made thereto, the President reported it to the House.

*Ordered*, That it pass to a third reading: And It was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed: as in committee of the whole, the consideration of the bill entitled "An act authorizing the payment of a sum of money to the State of Georgia, under the articles of agreement and cession between the United States and that State," and the bill having been amended, the President reported it to the House accordingly; and the amendments having been concurred in,

On the question—" Shall the amendment be engrossed, and the bill be read a third time as amended?"

It was determined in the affirmative.

The said amendments having been reported by the committee correctly engrossed, the bill was read a third time as amended.

*Resolved*, That this bill pass with amendments.

*Ordered*, That the Secretary request the concurrence of the House of Representatives therein.

On motion by Mr. Goldsborough,

*Resolved unanimously*, That the thanks of the Senate be presented to the honourable John Gaillard, for the able and satisfactory manner in which he has discharged the duties of the President pro

tempore of the Senate since his appointment to that office, and that this testimonial of their approbation and respect be entered upon their journal.

Whereupon,

Mr. Gaillard addressed the Senate as follows :

*Gentlemen of the Senate :*

The approbation of a body so respectable and distinguished as that which I have now the honour to address, is received with the most profound respect, and will ever be to me a source of pleasing and of grateful recollection. To the habits of order, of decorum, and attention to business, which so strongly mark the character of this honourable body, I have felt myself to be greatly indebted ; but more, much more so, to that spirit of liberality and indulgence which has been extended to me on all occasions, and which has been ever ready to overlook my many deficiencies and errors, and to overrate my feeble—humble efforts, which have been directed with anxious solicitude to a faithful and impartial discharge of the duties of the chair. If, in the course of my official conduct, it should have been my misfortune to have wounded the feelings of any honourable members, or in aught to have offended, I can assure them that such offence was unintentional on my part ; and I pray them to accept this apology as an atonement. Permit me now, gentlemen, to tender to you collectively, as well as individually, my grateful acknowledgements for



your kindness, and my warmest wishes for your prosperity and happiness.

Mr. Ruggles reported from the committee that they had laid before the President of the United States the four enrolled bills last reported to have been examined; and that they had examined, and found duly enrolled, the bill entitled "An act to incorporate the subscribers to certain banks in the District of Columbia, and to prevent the circulation of the notes of unincorporated associations within the said District."

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act to continue in force the second section of the act, entitled, 'An act supplementary to an act to regulate the duties on imports and tonnage,'" and no amendment having been made thereto, the President reported it to the House.

*Ordered*, That it pass to a third reading: And It was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act authorizing the Secretary of the Treasury to cause repayment to be made of certain alien duties," and no amendment having been made thereto, the President reported it to the House.

*Ordered*, That it pass to a third reading: And

It was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Dougherty, their Clerk :

Mr. President—The Speaker of the House of Representatives having signed an enrolled bill, I am directed to bring it to the Senate for the signature of their President.

The President of the United States this day approved and signed “ An act supplementary to an act, entitled, ‘ An act further to amend the several acts for the establishment and regulation of the Treasury, War, and Navy Departments ;’ ” “ An act for the relief of the widows and orphans of the officers, seamen and marines, who were lost in the United States’ brig Epervier ;” “ An act further to regulate the Territories of the United States, and their electing delegates to Congress ;” “ An act to provide for furnishing the House of the President of the United States ;” “ An act repealing the act, entitled, ‘ An act for the safe keeping and accommodation of prisoners of war,’ passed July 6th, 1812 ;” “ An act making an appropriation for opening and cutting out a road therein described ;” “ An act to authorize the extension of the Columbian Turnpike Road within the District of Columbia ;” “ An act for the relief of certain officers ;” and “ An act to amend the act, entitled, ‘ An act granting bounties in land, and extra pay.

to certain Canadian volunteers,' passed the 5th of March, 1816 "

The House of Representatives have concurred in the amendments of the Senate to the bill, entitled, " An act to amend an act, entitled, ' An act making further provision for military services during the late war, and for other purposes;'" to the bill entitled " An act making provision for the location of the lands reserved by the first article of the treaty of the 9th of August, 1814, between the United States and the Creek nation, to certain chiefs and warriors of that nation, and for other purposes;" to the bill entitled " An act to regulate the trade in plaster of Paris;" to the bill entitled " An act for the relief of Mary Wells;" to the bill entitled " An act to alter and establish certain post-roads;" to the bill entitled " An act making appropriations for the support of the navy of the United States for the year 1817;" to the bill entitled " An act making provision for the support of the military establishment for the year 1817;" to the bill entitled " An act making additional appropriations to defray the expenses of the army and militia during the late war with Great Britain;" to the bill entitled " An act for the relief of the widow and children of Abraham Owen;" and to the bill entitled " An act authorizing the payment of a sum of money to the State of Georgia, under the articles of agreement and cession between the United States and that State."

They have passed the bill from the Senate, en-

It was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Dougherty, their Clerk :

Mr. President—The Speaker of the House of Representatives having signed an enrolled bill, I am directed to bring it to the Senate for the signature of their President.

The President of the United States this day approved and signed “ An act supplementary to an act, entitled, ‘ An act further to amend the several acts for the establishment and regulation of the Treasury, War, and Navy Departments ;’ ” “ An act for the relief of the widows and orphans of the officers, seamen and marines, who were lost in the United States’ brig Epervier ;” “ An act further to regulate the Territories of the United States, and their electing delegates to Congress ;” “ An act to provide for furnishing the House of the President of the United States ;” “ An act repealing the act, entitled, ‘ An act for the safe keeping and accommodation of prisoners of war,’ passed July 6th, 1812 ;” “ An act making an appropriation for opening and cutting out a road therein described ;” “ An act to authorize the extension of the Columbian Turnpike Road within the District of Columbia ;” “ An act for the relief of certain officers ;” and “ An act to amend the act, entitled, ‘ An act granting bounties in land, and extra pay.

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They have passed the bill from the Senate, en-

titled, "An act to establish a separate Territorial government for the eastern part of the Mississippi Territory;" the bill entitled "An act compensating Peter Hagner;" also, the bill entitled "An act making appropriation for carrying into effect certain Indian treaties, and for other purposes;" and the resolution respecting the contracts for the printing for Congress.

They have disagreed to the amendment of the Senate to the bill entitled "An act making further provision for repairing the public buildings and improving the public square." And he withdrew.

The Senate proceeded to consider their amendment to the bill last mentioned, disagreed to by the House of Representatives.

Whereupon,

*Resolved*, That they *recede* therefrom.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The President signed the enrolled bill last reported to have been examined, and it was delivered to the committee to be laid before the President of the United States.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act respecting the district court of the United States, in the northern district of New-York," and no amendment having been made thereto, the President reported it to the House.

*Ordered*, That it pass to a third reading: And

It was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

Mr. Ruggles reported from the committee that they had laid before the President of the United States the enrolled bill last reported to have been examined.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act authorizing the Secretary of the Treasury to remit the duties therein mentioned," and no amendment having been made thereto, the President reported it to the House.

*Ordered*, That it pass to a third reading: And It was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act supplementary to an act for the relief of persons imprisoned for debts due the United States," and no amendment having been made thereto, the President reported it to the House.

*Ordered*, That it pass to a third reading: And It was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the

whole, the consideration of the bill entitled "An act for the relief of certain Creek Indians," and no amendment having been made thereto, the President reported it to the House.

*Ordered*, That it pass to a third reading: And It was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act for the relief of James Villere," and no amendment having been made thereto, the President reported it to the House.

*Ordered*, That it pass to a third reading: And It was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act for the relief of Jumonville de Villiers," and no amendment having been made thereto, the President reported it to the House.

*Ordered*, That it pass to a third reading: And It was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Dougherty, their Clerk :



Mr. President—The House of Representatives have passed the bill from the Senate, entitled, “An act for the relief of the widow and children of Arnold Henry Dohrman, deceased.”

They have concurred in the amendments of the Senate to the bill entitled “An act concerning invalid pensioners.” And he withdrew.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled “An act for the relief of Joseph Summers and John Allen,” and no amendment having been made thereto, the President reported it to the House.

*Ordered*, That it pass to a third reading: And It was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled “An act for the relief of Asa Wells,” and no amendment having been made thereto, the President reported it to the House.

*Ordered*, That it pass to a third reading: And It was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled “An act for the relief of Antoine Bienvenue, of the State of Louisiana,” and no amendment having

been made thereto, the President reported it to the House.

*Ordered*, That it pass to a third reading: And It was read a third time.

On the question—"Shall this bill pass?"

It was determined in the negative.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act for the relief of Barthelemy Duverger."

On motion,

*Ordered*, That the further consideration thereof be postponed until the fourth day of March, inst.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

A message from the House of Representatives by Mr. Dougherty, their Clerk:

Mr. President—The House of Representatives have concurred in the amendment of the Senate to the bill entitled "An act more effectually to preserve the neutral relations of the United States."

They have passed the bill from the Senate entitled "An act to continue in force an act, entitled, 'An act further to provide for the collection of duties on imports and tonnage,' passed the third day of March, 1815, and for other purposes," with an amendment, in which they request the concurrence of the Senate. And he withdrew.

The Senate proceeded to consider the amend-

ment of the House of Representatives to the bill last mentioned.

Whereupon,

*Resolved*, That they concur therein.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

On motion by Mr. King,

*Resolved*, That the President of the United States be requested to cause to be collected, digested, printed, and laid before the Senate at the next session of Congress, so much of the treaties, laws, and regulations of the different foreign countries, with which the United States have commercial intercourse, as relates to import, export, tonnage, light-house, pilotage, and port duties; to bounties and drawbacks; to colonial trade and navigation; to the national character of mariners; and to the ships' papers, and navigation of such foreign countries respectively; specifying the comparative footing of national and foreign ships employed in any branch of such commercial intercourse.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act for the relief of Robert Burnside," and no amendment having been made thereto, the bill was reported to the House.

*Ordered*, That it pass to a third reading: And It was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act for the relief of James H. Boisdervais," and no amendment having been made thereto, it was reported to the House.

*Ordered*, That it pass to a third reading: And It was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act for the relief of Peter Caslard," and the bill having been amended, it was reported to the House accordingly; and the amendment having been concurred in,

On the question—"Shall the amendment be engrossed, and the bill be read a third time as amended?"

It was determined in the affirmative.

The said amendment having been reported by the committee correctly engrossed, the bill was read a third time as amended.

*Resolved*, That this bill pass with amendments.

*Ordered*, That the Secretary request the concurrence of the House of Representatives therein.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act for the relief of James Orr," and no amend-

ment having been made thereto, the bill was reported to the House; and,

On the question—"Shall this bill be read a third time?"

It was determined in the negative.

So the bill was lost.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed as in committee of the whole, the consideration of the bill entitled "An act for the relief of Peyton Short," and no amendment having been made thereto, it was reported to the house.

*Ordered*, That it pass to a third reading:

And it was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

Mr. Tait, from the committee on naval affairs, to whom was referred the bill entitled "An act, authorizing the payment of a sum of money to Nathaniel Seavey and others," reported it without amendment; and it was considered as in committee of the whole, and no amendment having been made thereto, the bill was reported to the House.

*Ordered*, That it pass to a third reading: and

It was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act for the relief of Joseph J. Green," and no amendment having been made thereto, the bill was reported to the House.

*Ordered*, That it pass to a third reading: And It was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act for the relief of James Caze and John Richard," and no amendment having been made thereto, it was reported to the House.

On the question—"Shall this bill be read a third time?"

It was determined in the negative.

So it was,

*Resolved*, That this bill do not pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

Mr. Tait, from the committee on naval affairs, to whom was referred the bill entitled "An act authorizing payment of a sum of money to Teakle, Savage and others," reported it without amendment; and the bill was considered as in committee of the whole, and no amendment having been made thereto, it was reported to the House.

*Ordered*, That it pass to a third reading: And It was read a third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

The Senate resumed as in committee of the whole, the consideration of the bill entitled "An act for the relief of Alexander Holmes, and Benjamin Hough," and the bill having been amended, the President reported it to the House accordingly; and the amendments having been concurred in,

On the question—"Shall the amendments be engrossed and the bill be read a third time as amended?"

It was determined in the affirmative.

The said amendments having been reported by the committee correctly engrossed, the bill was read a third time as amended.

*Resolved*, That this bill pass with amendments.

*Ordered*, That the Secretary request the concurrence of the House of Representatives therein.

On motion, by Mr. Campbell,

*Ordered*, That the committee on Finance, to whom was referred the petition of James Miller, of Louisiana, be discharged from the further consideration thereof.

On motion, by Mr. Roberts,

*Ordered*, That Robert Kid, of the city of Philadelphia, have leave to withdraw his petition.

A message from the House of Representatives by Mr. Dougherty, their Clerk:

Mr President—The House of Representatives have concurred in the amendments of the Senate,

to the bill entitled "An act for the relief of Alexander Holmes, and Benjamin Hough;" also, in the amenduient to the bill entitled "An act for the relief of Peter Caslard."

They have passed a bill entitled "An act extending the time for locating Virginia military land warrants, and for returning the surveys thereon, to the General Land Office, and for giving further time to complete the surveys and obtain patents for lands lands located under Virginia resolution warrants," in which bill, they request the concurrence of the Senate. And he withdrew.

The bill last mentioned was read the first and second time.

On motion,

*Ordered*, That it be referred to the committee on the public lands, to consider and report thereon.

Mr. Morrow from the committee, reported said bill without amendment: and,

On motion,

*Ordered*, That the further consideration thereof be postponed until the fourth day of March, instant.

Mr. Ruggles reported from the committee, that they had examined and found duly enrolled, the bill, entitled "An act to continue in force an act, entitled 'An act further to provide for the collection of duties on imports and tonnage,' passed the 3d day of March 1815, and for other purposes;" the bill entitled "An act compensating



Peter Hagner;" the bill entitled "An act for the relief of the widow and children of Arno d Henry Dorman, deceased;" the bill entitled "An act to establish a separate territorial government for the eastern part of the Mississippi territory;" the bill entitled "An act making appropriations for carrying into effect certain Indian treaties, and for other purposes;" a resolution respecting contracts for the printing for Congress; the bill entitled "An act making appropriations for the support of the navy of the United States, for the year one thousand eight hundred and seventeen;" the bill entitled "An act authorizing the deposit of the papers of foreign vessels, with the consul of their respective nations;" the bill entitled "An act to amend an act, entitled 'An act making further provision for military services during the late war, and for other purposes;" the bill entitled "An act making provision for the support of the military establishment for the year 1817;" the bill entitled "An act making provision for the location of the lands, reserved by the first article of the treaty of the ninth of August, one thousand eight hundred and fourteen, between the United States and the Creek nation, to certain chiefs and warriors of that nation, and for other purposes;" the bill entitled "An act concerning invalid pensioners;" the bill entitled "An act making additional appropriations to defray the expenses of the army and militia, during the late war with Great Britain;" the bill entitled "An act to alter and

establish certain post roads;" the bill entitled "An act for the relief of Isaac Lawrence and others, merchants, residing in the city of New-York;" the bill entitled "An act for the relief of Charles Williams;" the bill entitled "An act for the relief of William Chism;" the bill entitled "An act supplementary to the act entitled, 'An act directing the disposition of money paid into the courts of the United States;'" the bill entitled "An act allowing further time for entering donation rights to lands, in the district of Detroit;" the bill entitled "An act for the relief of William Oliver;" the bill entitled "An act respecting the assessment and collection of the direct tax;" the bill entitled "An act to provide for the redemption of the public debt;" the bill entitled "An act transferring the duties of commissioner of loans to the bank of the United States, and abolishing the office of commissioner of loans;" the bill entitled "An act to regulate the trade in plaster of Paris;" the bill entitled "An act for the relief of Madame Montreuil;" the bill entitled "An act for the relief of John de Castanado;" the bill entitled "An act for the relief of Peter Kindall;" the bill entitled "An act for the relief of Alexander Holmes and Benjamin Hough;" the bill entitled "An act for the relief of Joseph J. Green;" the bill entitled "An act authorizing the payment of a sum of money to Teakle Savage and others;" the bill entitled "An act more effectually to preserve the neutral relations of the United States;" the bill

entitled "An act to continue in force the second section of the act entitled, 'An act supplementary to an act, to regulate the duties on imports and tonnage;'" the bill entitled "An act authorizing the secretary of the Treasury to cause repayment to be made of certain alien duties;" the bill entitled "An act for the relief of Robert Burnside;" the bill entitled "An act for the relief of James H. Boisgervais;" the bill entitled "An act for the relief of Peter Caslard;" the bill entitled "An act for the relief of Peyton Short;" the bill entitled "An act authorizing the payment of a sum of money to Nathaniel Seavey and others;" the bill entitled "An act supplementary to an act for the relief of persons imprisoned for debts due the United States;" the bill entitled "An act for the relief of certain Creek Indians;" the bill entitled "An act for the relief of James Villere;" the bill entitled "An act for the relief of Joumonville de Villiers;" the bill entitled "An act for the relief of Asa Wells;" the bill entitled "An act respecting the compensation of the collectors therein mentioned;" the bill entitled "An act for the relief of Henry Lee;" the bill entitled "An act authorizing the payment of a sum of money to the State of Georgia, under the articles of agreement and cession between the United States, and that State;" the bill entitled "An act for the relief of Joseph Summers and John Allen;" the bill entitled "An act making further provision for repairing the public buildings, and improving the public square;"

the bill entitled "An act respecting the district court of the United States, in the northern district of New York;" the bill entitled "An act authorizing the secretary of the Treasury to remit the duties therein mentioned;" the bill entitled "An act for erecting a light-house on the west chop of Holme's-hole harbour, in the State of Massachusetts;" the bill entitled "An act for the relief of Mary Wells;" the bill entitled "An act for the relief of George Buckmaster;" the bill entitled "An act for the relief of the widow and children of Abraham Owen;" the bill entitled "An act for the relief of Caleb Nicholls;" the bill entitled "An act authorizing the secretary of the Treasury to pay to the State of Georgia, fifteen per cent. upon the quota of direct tax for the year 1816, assumed and paid by that State;" the bill entitled "An act to repeal so much of any acts now in force as authorizes a loan of money or an issue of treasury notes;" the bill entitled "An act supplementary to an act to regulate the duties on imports and tonnage;" the bill entitled "An act to continue in force an act entitled, 'An act relating to settlers on lands of the United States;'" the bill entitled "An act for the relief of Anthony Buck;" also, the bill entitled "An act to fix the peace establishment of the marine corps."

A message from the House of Representatives by Mr. Dougherty their Clerk :

Mr. President—The Speaker of the House of Representatives having signed several enrolled bills

I am directed to bring them to the Senate for the signature of their President. And he withdrew.

The President signed the sixty enrolled bills, and one enrolled resolution, last reported to have been examined, and they were delivered to the committee to be laid before the President of the United States.

On motion by Mr. Morrow,

*Ordered*, That the committee on the Public Lands, to whom were referred the following memorials and petitions, viz. The memorial of the legislature of the State of Louisiana, respecting the land titles in the former territory of Orleans; the memorial of the legislature of State of Louisiana relative to the land claims of Florida; the memorial of the legislature of the Mississippi Territory, praying the extinguishment of British claims to lands in said Territory; the petition of Anthony Cavalier and Peter Petit; the memorial of the legislature of the Mississippi Territory, praying the settlers on the lands of the United States, may be permitted to continue thereon, until the same shall be sold; the petition of sundry inhabitants of the province of Texas, praying a grant of land; the petition of William Hargrave; the petition of G. W. Johnston. and others; the petition of Jesse Bean; and, the petition of Nathaniel Cutting; be discharged from the further consideration thereof, respectively.

Mr. Ruggles reported from the committee, that they had laid before the President of the

United States, the sixty enrolled bills, and one enrolled resolution, last reported to have been examined.

A message from the President of the United States, by Mr. Todd, his secretary:

Mr. President—The President of the United States this day approved and signed “An act to authorize the appointment of a surveyor for the lands in the northern part of the Mississippi Territory, and the sale of certain lands therein described;” “An act authorizing a subscription for the printing of the tenth volume of public documents;” “An act to continue in force an act, entitled “An act for establishing trading houses with the Indian tribes;” “An act to amend and explain an act, giving pensions to orphans and widows of persons slain in the public or private armed vessels of the United State;” “An act to incorporate the subscribers to certain Banks in the District of Columbia, and to prevent the circulation of the notes of unchartered associations within the said District;” “An act to continue in force an act entitled, “An act further to provide for the collection of duties on imports and tonnage,” passed the 3d day of March 1815, and for other purposes;” a resolution respecting the contracts for the printing for Congress;” “An act for the relief of the widow and children of Arnold Heury Dorchman, deceased;” “An act to establish a separate territorial government for the eastern part of the Mississippi Territory;” and, “An act mak-

ing appropriations for carrying into effect, certain Indian treaties, and for other purposes;" and "An act compensating Peter Hagner."

And also on the 1st instant, "An act in addition to an act, entitled 'An act for the more convenient taking of affidavits and bail in civil causes depending in the courts of the United States;'" "An act making reservation of certain public lands to supply timber for naval purposes;" "An act authorizing vessels departing from the town of the Bayou St. John, and basin of the Canal de Carondelet, to clear out at the custom-house in the city of New-Orleans;" "An act for the relief of the legal representatives of Ignace Chalmet Delino, deceased, and of Anthony Cruzat and L. P. Duverges;" "An act to enable the people of the western part of the Mississippi Territory to form a constitution and State government, and for the admission of such State into the Union on an equal footing with the original States;" "An act authorizing the settlement of the accounts of Flavil Sabbin, deceased;" "An act for the relief of the legal representatives of John J. Yarnall, deceased;" and "An act granting a pension to commodore Richard Taylor."

*Ordered*, That the Secretary notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Dougherty, their Clerk:

The House of Representatives have passed a

resolution for the appointment of a joint committee to wait on the President of the United States, and notify him of the intended recess, and have appointed a committee on their part, in which they request the concurrence of the Senate. And he withdrew.

The Senate proceeded to consider the resolution last mentioned,

Whereupon,

*Resolved*, That they concur therein.

*Ordered*, That Mr. Barbour and Mr. Tait, be the committee on the part of the Senate.

*Ordered*, That the Secretary notify the House of Representatives accordingly.

Mr. Barbour reported, from the joint committee, that they had waited on the President of the United States, who informed them, that he had no further communication to make to the two Houses of Congress.

A message from the House of Representatives, by Mr. Dougherty their Clerk :

Mr. President—The President of the United States this day approved and signed “ An act making appropriations for the support of the Navy of the United States, for the year one thousand eight hundred and seventeen;” “ An act authorizing the deposit of the papers of foreign vessels, with the consul of their respective nations;” “ An act to amend an act, entitled ‘ An act making further provision for military services during the late war, and



for other purposes;” “ An act making provision for the support of the military establishment for the year one thousand eight hundred and seventeen;” “ An act making provision for the location of the lands, reserved by the first article of the treaty of the ninth of August, one thousand eight hundred and fourteen, between the United States, and the Creek nation, to certain chiefs and warriors of that nation, and for other purposes;” “ An act concerning invalid pensioners;” “ An act making additional appropriations to defray the expenses of the army and militia, during the late war with Great Britain;” “ An act to alter and establish certain post roads;” “ An act for the relief of Isaac Lawrence and others, merchants, residing in the city of New-York;” “ An act for the relief of Charles Williams;” “ An act for the relief of William Chism;” “ An act supplementary to the act, entitled ‘ An act directing the disposition of money paid into the courts of the United States;’ ” “ An act allowing further time for entering donation rights to lands in the district of Detroit;” “ An act for the relief of William Oliver;” “ An act respecting the assessment and collection of the direct tax;” “ An act to provide for the redemption of the public debt;” “ An act transferring the duties of commissioner of loans, to the bank of the United States, and abolishing the office of commissioner of loans;” “ An act to regulate the trade in plaster of Paris;” “ An act for the relief of Madame Moretueil;” “ An act for the relief of John de Castana-

do;" "An act for the relief of Peter Kindall;" "An act for the relief of Alexander Holmes and Benjamin Hough;" "An act for the relief of Joseph J. Green" "An act authorizing the payment of a sum of money to Teakle Savage and others;" "An act more effectually to preserve the neutral relations of the United States;" "An act to continue in force the second section of the act entitled, 'An act supplementary to an act to regulate the duties on imports and tonnage;'" "An act authorizing the Secretary of the Treasury to cause repayment to be made of certain alien duties;" "An act for the relief of Robert Burnside;" "An act for the relief of James H. Boisgervais;" "An act for the relief of Peter Caslard;" "An act for the relief of Peyton Short;" "An act authorizing the payment of a sum of money to Nathaniel Seavey and others;" "An act supplementary to an act for the relief of persons imprisoned for debts due the United States;" "An act for the relief of certain Creek Indians;" "An act for the relief of James Vile;" "An act for the relief of Jumonville de Villiers;" "An act for the relief of Asa Wells;" "An act respecting the compensation of the collectors therein mentioned;" "An act for the relief of Henry Lee;" "An act authorizing the payment of a sum of money to the State of Georgia, under the articles of agreement and cession between the United States, and that State;" "An act for the relief of Joseph Summers and John Allen;" "An act making further provision

for repairing the public buildings, and improving the public square;" "An act respecting the district court of the United States, in the northern district of New-York;" "An act authorizing the Secretary of the Treasury to remit the duties therein mentioned;" "An act for erecting a light-house on the West chop of Holmes-hole harbour, in the State of Massachusetts;" "An act for the relief of Mary Wells;" "An act for the relief of George Buckmaster;" "An act for the relief of the widow and children of Abraham Owen;" "An act for the relief of Caleb Nicholls;" "An act authorizing the secretary of the Treasury to pay to the State of Georgia, fifteen per cent. upon the quota of direct tax, for the year one thousand eight hundred and sixteen, assumed and paid by that State;" "An act to repeal so much of any acts now in force as authorizes a loan of money, or an issue of Treasury notes;" "An act supplementary to an act to regulate the duties on imports and tonnage;" "An act to continue in force an act, entitled 'An act relating to settlers on lands of the United States;'" "An act for the relief of Anthony Buck;" and, "An act to fix the peace establishment of the marine corps."

The House of Representatives having finished the business before them, are about to adjourn. And he withdrew.

On motion,

*Ordered*, That the Secretary inform the House of Representatives that the Senate, having finish-

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**ed the legislative business before them, are about to adjourn.**

**Whereupon,**

**The President adjourned the Senate *sine die*.**

## APPENDIX.

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### ACTS PASSED AT THE SECOND SESSION OF THE FOURTEENTH CONGRESS.

Resolution for admitting the State of Indiana into the Union.

An act for the relief of Nathaniel Williams.

An act directing the discharge of Nathaniel Taft from imprisonment.

An act supplementary to an act to regulate the duties on imports and tonnage.

An act for the relief of William Haslett.

An act directing the discharge of John Richaud from imprisonment.

An act authorizing a new edition of the collection of the laws respecting the public lands.

An act making a partial appropriation for the subsistence of the army during the year one thousand eight hundred and seventeen.

An act directing the discharge of Oliver Spellman from imprisonment.

Resolution to employ John Trumbull to compose and execute certain paintings.

An act to repeal, after the close of the present session of Congress, the act entitled "An act to change the mode of compensation to the members of the Senate and House of Representatives, and the delegates from Territories," passed the 19th of March, one thousand eight hundred and sixteen.

An act to extend the provision of the act "to authorize certain officers, and other persons, to administer oaths," approved May 3d, one thousand seven hundred and ninety-eight.

An act to amend an act entitled "An act authorizing the payment of a sum of money to Joseph Stewart and others."

An act for the relief of Henry Malcolm.

An act for the relief of Jacint Laval.

An act in addition to "An act for the relief of George T. Ross, and Daniel T. Patterson, and the officers and men lately under their command."

An act providing for the division of certain quarter sections, in future sales of the public lands.

An act to repeal the second section of an act entitled "An act concerning the pay of officers, seamen, and marines in the navy of the United States."

An act directing the discharge of Lewis Olmsted from imprisonment.

An act authorizing the sale of certain grounds belonging to the United States in the city of Washington.

An act further to regulate the Territories of the United States, and their electing delegates to Congress.

An act for the relief of Isaac Lawrence and others, merchants, residing in the city of New-York.

An act for the relief of Madame Montreuil.

An act for erecting a light-house on the west

**chop of Holmes' Hole harbour, in the State of Massachusetts**

**An act directing the discharge of William Smith, from imprisonment.**

**An act for the relief of Robert Burnside.**

**An act to regulate the trade in plaster of Paris.**

**An act authorizing the payment of a sum of money to the State of Georgia, under the articles of agreement and cession between the United States and that State.**

**An act for the relief of Henry Lee.**

**An act authorizing the deposit of the papers of foreign vessels with the consul of their respective nations.**

**An act to authorize the Secretary of the Treasury to cause repayments to be made of certain alien duties.**

**An act respecting the compensation of the collectors therein mentioned.**

**An act making provision for the support of the military establishment for the year one thousand eight hundred and seventeen.**

**An act for the relief of Anthony Buck.**

**An act authorizing the payment of a sum of money to Nathaniel Seavey and others.**

**An act transferring the duties of commissioner of loans to the Bank of the United States, and abolishing the office of commissioner of loans.**

**An act making appropriation for the support of government for the year one thousand eight hundred and seventeen.**

An act to continue in force an act, entitled, "An act for establishing trading houses with the Indian tribes."

An act for the relief of Joseph Summers and John Allen.

An act for the relief of Peyton Short.

An act for the relief of certain Creek Indians.

An act for the relief of the legal representatives of Francis Cazeau, late merchant at Montreal.

An act repealing an act entitled "An act for the safe keeping and accommodation of prisoners of war," passed July 6th, one thousand eight hundred and twelve.

An act to alter and establish certain post-roads.

An act to provide for furnishing the house of the President of the United States.

An act for the relief of Peter Kindall.

An act for the relief of John de Castanado.

An act for the relief of Peter Hagner.

An act for the relief of Jumonville de Villiers.

An act for the relief of Charles Williams.

An act for the relief of William Chism.

An act for the relief of the widows and orphans of the officers, seamen, and marines, who were lost in the United States' brig Epervier.

An act for the relief of Peter Caslard.

An act for the relief of James Villere.

An act for the relief of Joseph J. Green.

An act to provide for the prompt settlement of the public accounts.



**An act authorizing the payment of a sum of money to Teakle Savage and others.**

**An act for the relief of the widow and children of Arnold Henry Dohrman, deceased.**

**An act for the relief of Asa Wells.**

**An act for the relief of Caleb Nicholls.**

**An act more effectually to preserve the neutral relations of the United States.**

**An act authorizing the Secretary of the Treasury to pay to the State of Georgia fifteen per centum upon the quota of direct tax, for the year one thousand eight hundred and sixteen, assumed and paid by that State.**

**An act supplementary to "An act to regulate the duties on imports and tonnage."**

**An act authorizing the Secretary of the Treasury to remit the duties therein mentioned.**

**An act to amend and explain "An act giving pensions to the orphans and widows of persons slain in the public or private armed vessels of the United States."**

**An act to establish a separate Territorial government for the eastern part of the Mississippi Territory.**

**An act granting a pension to commodore Richard Taylor.**

**An act for the relief of the legal representatives of John J. Yarnall, deceased.**

**An act making reservation of certain public lands to supply timber for naval purposes.**

**An act authorizing vessels departing from the**

town of Bayou St. John, and the basin of the Canal de Carondelet, for foreign ports, to clear out at the custom-house in the city of New-Orleans.

An act authorizing the settlement of the accounts of Flavil Sabin, deceased.

An act in addition to an act, entitled, "An act for the more convenient taking of affidavits and bail in civil causes depending in the courts of the United States."

An act relating to the ransom of American captives of the late war.

An act for the relief of Park Holland.

An act freeing from postage all letters and packets to and from James Madison.

An act concerning the navigation of the United States.

An act to set apart and dispose of certain public lands. for the encouragement of the cultivation of the vine and olive.

An act to provide for reports of the decisions of the supreme court.

An act to continue in force the second section of the act entitled "An act supplementary to an act to regulate the duties on imports and tonnage."

An act concerning invalid pensioners.

An act to repeal so much of any acts now in force as authorizes a loan of money, or an issue of Treasury notes.

An act making provision for the location of the lands reserved by the first article of the treaty of the ninth of August, one thousand eight hundred

and fourteen, between the United States and the Creek nation, to certain chiefs and warriors of that nation, and for other purposes."

An act to provide for the redemption of the public debt.

An act making additional appropriations to defray the expenses of the army and militia during the late war with Great Britain.

An act to authorize the appointment of a surveyor for the lands in the northern part of the Mississippi Territory, and the sale of certain lands therein described.

An act to enable the people of the western part of the Mississippi Territory to form a constitution and State government, and for the admission of such State into the Union on an equal footing with the original States.

An act supplementary to "An act for the relief of persons imprisoned for debts due the United States.

An act for the relief of Mary Wells, executrix of William Wells.

An act authorizing a subscription for the printing of the tenth volume of the public documents.

An act for the relief of certain officers.

An act to continue in force an act, entitled, "An act relating to settlers on lands of the United States."

An act for the relief of William Oliver.

Resolution respecting contracts for the printing for Congress

An act to fix the peace establishment of the marine corps.

An act for the relief of George Buckmaster.

An act making an appropriation for opening and cutting out a road therein described.

An act for the relief of the legal representatives of Ignace Chalmet Delino, deceased, and of Anthony Cruzat and L. P. Duverges.

An act to incorporate the subscribers to certain banks in the District of Columbia, and to prevent the circulation of the notes of unincorporated associations within the said District.

An act supplementary to an act, entitled "An act concerning the naval establishment."

An act to provide for the punishment of crimes and offences committed within the Indian boundaries.

An act supplementary to an act, entitled "An act further to amend the several acts for the establishment and regulation of the Treasury, War, and Navy Departments."

An act making appropriations for the support of the navy of the United States, for the year one thousand eight hundred and seventeen.

An act respecting the district court of the United States, in the northern district of New-York.

An act to authorize the extension of the Columbian Turnpike Road within the District of Columbia.

An act to provide for the due execution of the

laws of the United States within the State of Indiana.

An act for the relief of Alexander Holmes and Benjamin Hough.

An act allowing further time for entering donation rights to lands in the district of Detroit.

An act for the relief of James H Boisgervais.

An act making further provision for repairing the public buildings, and improving the public square.

An act for the relief of the widow and children of Abraham Owen.

An act to amend the act, entitled, "An act granting bounties in land and extra pay, to certain Canadian volunteers," passed the fifth of March, one thousand eight hundred and sixteen.

An act respecting the assessment and collection of the direct tax.

An act supplementary to an act, entitled, "An act directing the disposition of money paid into the courts of the United States."

An act to amend an act, entitled, "An act making further provision for military services during the late war, and for other purposes."

An act to continue in force an act, entitled, "An act further to provide for the collection of duties on imports and tonnage," passed the third day of March, one thousand eight hundred and fifteen, and for other purposes.

An act to amend the act "authorizing the payment for property lost, captured, or destroyed by

the enemy, while in the military service of the United States, and for other purposes," passed the ninth of April, one thousand eight hundred and sixteen.

A treaty of peace between the United States and the Cherokees.

A treaty of cession between the United States and the Chacktaws.

A treaty of peace between the United States and that portion of the Winnebago tribe or nation residing on the Ouisconsin river.

A treaty of peace between the United States and the Sacs of Rock river.

A treaty of peace between the United States and the eight bands of the Sioux.

A treaty of peace between the United States and the Chickasaws.

A treaty of peace between the United States and the Weas and Kickapoos.

A treaty of peace and limits between the United States and the Ottawas, Chippawas, and Potowatamies.

# SENATORS

## OF

### THE UNITED STATES

#### WHOSE SEATS WILL BECOME VACANT

1819.	1821.	1823.
Mr. Chace,	Mr. Ashmun,	Mr. Burril,
Daggett,	Barbour,	Claibourn,
Fromentin,	Campbell,	Crittenden,
Gaillard,	Dana,	Dickerson,
Goldsborough,	Hanson,	Eppes,
King,	Horsey,	Morril,
Lacock,	Hunter,	Otis,
Macon,	Noble,	Smith,
Mason, of N. H.	Roberts,	Stokes,
Morrow,	Ruggles,	Troup,
Tait,	Sanford,	Vandyke,
Talbot,	Tichenor,	Williams, ( <i>execu-</i>
Taylor.	Wilson.	<i>tive appointment.</i> )





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Affidavits and bail in civil causes depending in courts of the United States, for the more convenient taking of.

1 r. 257, 2 r. 270, 287, 3 r. and pas. 296, 319, ex. 344, a. 346, 349, pr. 362, ap. 433.

Alien duties, authorizing the Secretary of the Treasury to cause repayment to be made, of certain.

1 r. 375, 2 r. 376, com. 377, rep. 377, 413, 3 r. and pas. 414, ex. 429, a. and pr. 431, ap. 435.

Appropriation, making a partial, for the subsistence of the army, during the year 1817.

1 r. 108, 2 r. and com. 114, rep. 121, 135, 3 r. and pas. 132, ex. 142, a. 143, ap. 151.

Appropriation to enable the President of the United States to hold treaties with the Indian tribes therein mentioned.

1 r. 146, 2 r. 150, 177, 3 r. and pas. 182.

**BILLS.**

**Appropriations for the payment of certain claims for militia services, to the State of Georgia, making.**

1 r. 159, 2 r. 163, 185, 3 r. and pas. 194.

**Appropriations, making, for the support of government, for the year 1817.**

1 r. 246, 2 r. and com. 257, rep. 273, 289, 299, 309, 328, 3 r. and pas. 339, 347, ex. 347, s. 375, pr. 393, ap. 396.

**Appropriations, additional, to defray the expenses of the army and militia, during the late war with Great Britain.**

1 r. 276, 2 r. and com. 277, rep. 355, 368, 3 r. and pas. 369, 415, ex. 427, s. and pr. 431, ap. 434.

**Appropriations for the support of the navy, for the year 1817.**

1 r. 276, 2 r. and com. 278, rep. 303, 364, 3 r. and pas. 382, 415, ex. 427, s. and pr. 431, ap. 434.

**Appropriation for opening and cutting out a road therein described.**

1 r. 300, 2 r. and com. 309, rep. 316, 3 r. and pas. 370, ex. 395, s. 396, 398, pr. 401, ap. 414.

**Appropriation for carrying into effect certain Indian treaties.**

1 r. 361, 3 r. and pas. 371, 416, ex. 427, s. and pr. 431, ap. 432.

**Attorney General of the United States, concerning the.**

1 r. 82, 2 r. 86, 101, 3 r. and pas. 107.

## BILLS.

## B.

**Banks within the District of Columbia, to incorporate the subscribers to certain.**

1 r. 280, 2 r. 307, 342, 3 r. and pas. 354, 405, 410, ex. 413, a. 414, 416, pr. 417, ap. 432.

**Banks within the District of Columbia, to extend the charters of certain, and for other purposes.**

1 r. 280, 2 r. 92, postponed, 357.

**Bayou St. John, and Basin of the Canal de Carondelet, authorizing vessels departing from, for foreign ports, to clear out in the city of New-Orleans.**

1 r. 240, 2 r. 246, 285, 3 r. and pas. 296, 330, ex. 344, a. 346, 349, pr. 362, ap. 433.

**Bienvenue, Antoine, of the State of Louisiana, for the relief of.**

1 r. 329, 331, 2 r. and com. 332, rep. 367, 419, 3 r. and negative 420.

**Bingham, Luther, for the relief of.**

1 r. 58, 2 r. and com. 60, com. dis. 63, rejected 73.

**Boisgervais, James H., for the relief of.**

1 r. 329, 331, 2 r. and com. 333, rep. 367, 3 r. and pas. 422, ex. 429, s. and pr. 431, ap. 435.

**Bounty in land to the heirs of deceased soldiers, to secure, in certain cases, the.**

1 r. 272, 2 r. 281, 310, 345, 3 r. and pas. 381.

**Briggs, Isaac, for the relief of.**

1 r. 313, 2 r. 337, 3 r. and pas. 382.

**BILLS.**

**Buck, Anthony, for the relief of.**

1 r. 405, three times read and passed 410, ex. 430, a. and pr. 431, ap. 436.

**Buckmaster, George, for the relief of.**

1 r. 329, 331, 2 r. and com. 334, rep. 355, 401, 3 r. and pas. 402, ex. 430, a. and pr. 431, ap. 436.

**Burnside, Robert, for the relief of.**

1 r. 375, 2 r. and com. 376, rep. 376, 3 r. and pas. 421, ex. 429, a. and pr. 431, ap. 435.

**C.**

**Canadian Volunteers, to amend the act granting bounties in land, and extra pay to certain.**

1 r. 300, 2 r. and com. 308, rep. 310, 3 r. and pas. 386, ex. 395, a. 396, 398, pr. 401, ap. 414.

**Carter, Landon, for the relief of the heirs of.**

1 r. 61, 2 r. 64, 3 r. and pas. 66.

**Carter, William B., for the relief of the heirs of.**

1 r. 307, 2 r. 811, 3 r. and pas. 387.

**Caslard, Peter, for the relief of.**

1 r. 329, 331, 2 r. and com. 333, rep. 368, 3 r. and pas. 422, 426, ex. 429, a. and pr. 431, ap. 435.

**Castanado, John de, for the relief of.**

1 r. 329, 331, 2 r. and com. 332, rep. 399, 3 r. and pas. 399, ex. 428, a. and pr. 431, ap. 435.

**Caze, James, and John Richaud, for the relief of.**

1 r. 329, 331, 2 r. and com. 334, rep. 368, negatived  
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Cazeau, Francis, for the benefit of the legal representatives of.

1 r. 203, 2 r. 216, 279, 3 r. and pas. 283, 348, ex. 373, a. 375, pr. 393, ap. 393.

Chism, William, for the relief of.

1 r. 329, 331, 2 r. and com. 335, rep. 345, 3 r. and pas. 390, ex. 428, a. and pr. 431, ap. 434.

Circuit judge of the sixth circuit of the United States, providing an additional compensation to the.

1 r. 272, 2 r. 282, 354, 3 r. and pas. 381.

Clifford, Thomas and John, and others, for the relief of.

1 r. 347, 349, 2 r. and com. 351, reported and negatived 365.

Columbian Institute, to incorporate the members of the.

1 r. 180, 2 r. 195, 209, postponed 260.

Columbian Turnpike Road within the District of Columbia, to authorize the extension of.

1 r. 276, 2 r. and com. 278, rep. 310, 386, 3 r. and pas. 387, ex. 395, a. 396, 398, pr. 401, ap. 414.

Commissaries of subsistence, making provision for subsisting the army of the United States, by the appointment of.

1 r. 171, 2 r. 180, 197, 208, 217, postponed 225.

Commissioner of Loans, transferring the duties of, to the bank of the United States, and abolishing the office of commissioner of loans.

1 r. 347, 349, 2 r. and com. 350, rep. 364, 3 r. and pas. 365, 397, ex. 428, a. and pr. 431, ap. 435.

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### BILLS.

**Compensation to the members of the Senate and House of Representatives, and delegates from Territories, to repeal an act to change the mode of.**

1 r. 151, 2 r. 169, 156, 3 r. and pas. 174, ex. 190, s. 192, pr. 201, ap. 207.

**Compensation of the Collectors therein mentioned, respecting the.**

1 r. 391, 2 r. and com. 392, rep. 392, 3 r. and pas. 410, ex. 429, s. and pr. 431, ap. 435.

**Creek Indians, for the relief of certain.**

1 r. 375, 2 r. 377, com. 378, rep. 378, 3 r. and pas. 418, ex. 429, s. and pr. 431, ap. 435.

**Creek nation, making provision for the location of certain lands, to certain chiefs and warriors of the, and for other purposes.**

1 r. 347, 349, 2 r. and com. 351, rep. 372, 3 r. and pas. 373, 415, ex. 427, s. and pr. 431, ap. 434.

**Crimes and offences committed within the Indian boundaries, to provide for the punishment of the.**

1 r. 148, 2 r. 157, 177, 184, recom. 199, rep. 257, 285, 3 r. and pas. 294, 346, ex. 374, s. 375, pr. 393, ap. 393.

### D.

**Delino, Ignace Chalmet, deceased, for the relief of the legal representatives of, &c.**

1 r. 75, 2 r. 78, 3 r. and pas. 82, 330, ex. 344, s. 346, 349, pr. 362, ap. 433.

## BILLS.

**Deposit of the papers of foreign vessels with the consuls of their respective nations, to authorize the.**

1 r. 318, 2 r. and com. 336, rep. 365, 3 r. and pas. 366, ex. 427, a. and pr. 431, ap. 434.

**Deweese, Sarah, for the relief of.**

1 r. 195, 2 r. 199, 275, negatived 284.

**Direct tax, respecting the assessment and collection of the.**

1 r. 319, 2 r. and com. 337, rep. 361, 3 r. and pas. 384, 397, ex. 428, a. and pr. 431, ap. 434.

**Discontinuance of the business of the supreme court in certain cases, to prevent the.**

1 r. 293, 2 r. 308, postponed 385.

**District attorney for the district of Massachusetts, concerning the compensation of the.**

1 r. 276, 2 r. and com. 278, rep. 291, 363, postponed 364.

**District court of the United States in the northern district of New-York, respecting the.**

1 r. 347, 349, 2 r. and com. 350, rep. 366, 416, 3 r. and pas. 417, ex. 43, a. and pr. 431, ap. 436.

**Division of certain quarter sections in future sales of public lands, providing for the.**

1 r. 149, 2 r. 156, 177, 3 r. and pas. 184, 207, ex. 253, a. 278, pr. 281, ap. 293.

**Dohrman, Arnold Henry, deceased, for the relief of the widow and children of.**

1 r. 165, 2 r. 167, 187, 3 r. and pas. 196, 419, ex. 427, a. and pr. 431, ap. 432.



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**Donation rights to lands in the district of Detroit, allowing further time for entering.**

1 r. 347, 349, 2 r. 352, 3 r. and pas. 394, ex. 428, a. and pr. 431, ap. 434.

**Duties on imports and tonnage, to continue in force an act further to provide for the collection of, and for other purposes.**

1 r. 272, 2 r. 291, 355, 3 r. and pas. 380, 420, 421, ex. 426, a. and pr. 431, ap. 432.

**Duties on imports and tonnage, supplementary to an act to regulate the.**

1 r. 319, 2 r. and com. 337, rep. 363, 3 r. and pas. 404, ex. 430, a. and pr. 431, ap. 436.

**Duties on imports and tonnage, to continue in force the second section of an act supplementary to an act to regulate the.**

1 r. 347, 349, 2 r. and com. 350, rep. 363, 3 r. and pas. 413, ex. 429, a. and pr. 431, ap. 435.

**Duverger, Barthelemy, for the relief of.**

1 r. 329, 331, 2 r. and com. 334, rep. 367, postponed 420.

**E.**

**Edwards, William, for the relief of.**

1 r. 93, 2 r. 100, 109, 3 r. and pas. 115.

**Epervier, for the relief of the widows and orphans of the officers, seamen, and marines, who were lost in the United States' brig.**

1 r. 375, 2 and 3 r. and pas. 377, ex. 395, a. 396, 398, pr. 401, ap. 414.

**Executive department, to establish a new, and for other purposes.**

1 r. 81, 2 r. 86, 101, 117, 119, 132, 147, 160, negatived 164.

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## G.

General staff, organizing the, and making further provision for the army of the United States.

1 r. 280, 2 r. 293, 346, 3 r. and pas. 379.

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1 r. 314, 2 r. 338, 362, 3 r. and pas. 380.

Georgia, authorizing the Secretary of the Treasury to pay to the State of, fifteen per centum upon the quota of direct tax, &c.

1 r. 318, 2 r. and com. 337, rep. 363, 3 r. and pas. 403, ex. 430, a. and pr. 431, ap. 436.

Georgia, authorizing the payment of a sum of money, under the articles of agreement and cession, to the State of. (*From the House of Representatives.*)

1 r. 391, 2 r. 392, 3 r. and pas. 411, 415, ex. 429, a. and pr. 431, ap. 436.

Green, Joseph J., for the relief of.

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**JOURNAL OF THE  
EXECUTIVE PROCEEDINGS  
OF THE SENATE**

**NOTE:** The appropriate part of the Executive Journal for this session has been extracted from the first edition of **JOURNAL OF THE EXECUTIVE PROCEEDINGS OF THE SENATE**, published by Duff Green in 1828.



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## EXECUTIVE JOURNAL. [THIRTY-NINTH SESSION.]

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TUESDAY, DECEMBER 10, 1816.

The following written message was received from the President of the United States, by Mr. Todd, his Secretary :

*To the Senate of the United States:*

I lay before the Senate, for their consideration and advice, as to a ratification, treaties concluded with the several Indian tribes, according to the following statement:

*A List of Indian tribes with whom treaties have been made, since the last session of Congress, viz:*

*Weras, and Kickapooas, tribes of Indians.*—Treaty concluded at Fort Harrison, between Benjamin Parke and the chiefs and headmen of those tribes, the 4th June, 1816.

*Ottawas, Chippewas, and Pottowatomcees.*—Treaty concluded at St. Louis, between Governors Clarke, Edwards, and Col. Chouteau, and the chiefs and headmen of those tribes, on the 24th August, 1816.

*Winnebago tribes.*—Made by the same persons on part United States, and the headmen of this tribe, at St. Louis, 3d June, 1816.

*Sacks of Rock river.*—Made by same, at St. Louis, 13th May, 1816.

*Sioux, composing three tribes: the Sioux of the Leaf, the Sioux of the Broad Leaf, and the Sioux who Shoot on the Pine-tops.*—Made and concluded by the same, at St. Louis, 1st June, 1816.

*Chickasaw tribe.*—Treaty made by Gen. Jackson, David Merrewether, Esq., and Jesse Franklin, Esq., and the headmen of that nation, at Chickasaw Council-house, 20th September, 1816.

*Cherokee tribe.*—Treaty made by Gen. Jackson, David Merrewether, Esq., and Jesse Franklin, Esq., and the headmen of that nation, at Turkey Town, on the 4th October, 1816.

*Choctaw tribe.*—Treaty made by Gen. John Coffee, John Rhea, and John McKee, Esqrs. and the headmen and warriors of that nation, at the Choctaw trading-house, on the 24th of October, 1816.

JAMES MADISON.

December 10th, 1816.

The message and treaties were read.

Ordered, That the treaties severally pass to a second reading.

The following written message was also received from the President of the United States, by Mr. Todd, his Secretary:

*To the Senate of the United States:*

Commissions having issued during the recess of the Senate, to the persons whose names are stated in the lists annexed to the enclosed letter from the Department of War, I nominate the same for the appointments and promotions respectively attached to their names.

JAMES MADISON.

December 10th, 1816.

## WAR DEPARTMENT,

*December 9th, 1816.*

SIR: I have the honor to lay before you a list of selections made on the 17th of May last, to complete the army organization, and a list of promotions and appointments which have been made during the recess of the Senate.

I have the honor to be, Sir,

With perfect respect,

Your most obedient servant,

GEO: GRAHAM,

*Acting Secretary of War.*

The PRESIDENT of the United States.

*Selections from the deranged Officers, to fill vacancies, and to complete the organization of the Army, on the 17th of May, 1816.*

J. N. Barker, late Assistant Adjutant General, to be Assistant Adjutant General, 8th April, 1814.

G. H. Manigault, late Assistant Inspector General, to be Assistant Inspector General, 9th September, 1814.

S. Walsh, late Surgeon, to be Post Surgeon, 9th August, 1813.

German Senter, late Surgeon, 29th Infantry, to be Post Surgeon, 9th July, 1814.

B. Delevan, late Surgeon's Mate, 16th Infantry, to be Hospital Surgeon's Mate, 15th April, 1814.

*For the Ordnance Department.*

Joseph S. Nelson, Captain, 36th Infantry, 30th April, 1813, to be 1st Lieutenant, 30th April, 1813.

William Anderson, 1st Lieutenant, 13th Infantry, 1st October, 1814, to be 1st Lieutenant, 1st October, 1814.

John W. Thompson, 1st Lieutenant, 14th Infantry, 26th June, 1813, to be 2d Lieutenant, 6th July, 1812.

T. P. McMahon, 1st Lieutenant, 16th Infantry, 1st January, 1814, to be 2d Lieutenant, 19th May, 1813.

Charles Ward, acting Lieutenant, to be 3d Lieutenant, 17th May, 1816.

*For the Regiment of Light Artillery.*

Luther Leonard, Captain, to be Captain, 6th July, 1812.

J. L. Eastman, Captain, 4th Infantry, 31st July, 1813, to be Captain, 31st July, 1813.

John A. Shaw, 1st Lieutenant, 1st Infantry, 21st February, 1814, to be 1st Lieutenant, 21st February, 1814.

*For the Corps of Artillery.*

Matthew M. Payne, Captain, 20th Infantry, 2d March, 1814, to be Captain, 2d March, 1814.

Ethan A. Allen, Captain, to be Captain, 25th July, 1814.

Samuel Armstrong, 1st Lieutenant, 4th Infantry, 9th March, 1814, to be 1st Lieutenant, 9th March, 1814.

Robert McClelland, 1st Lieutenant, 6th Infantry, 1st May, 1814, to be 1st Lieutenant, 1st May, 1814.

George D. Snyder, 1st Lieutenant, 5th Infantry, 25th June, 1814, to be 2d Lieutenant, 1st September, 1812.

William Coffie, 1st Lieutenant, 15th Infantry, 21st September, 1814, to be 2d Lieutenant, 13th March, 1813.

Thomas W. Denton, 1st Lieutenant, 13th Infantry, 30th June, 1814, to be 2d Lieutenant, 13th May, 1813.

Joseph Taylor, 1st Lieutenant, 28th Infantry, 15th July, 1814, to be 2d Lieutenant, 1st August, 1813.

Erasmus Roberts, 2d Lieutenant, 6th Infantry, to be 2d Lieutenant, 2d June, 1814.

Hugh K. Meade, 2d Lieutenant, Artillery, to be 2d Lieutenant, 16th September, 1814.

H. M. Simons, 2d Lieutenant, Artillery, to be 2d Lieutenant, 16th September, 1814.

Jesse McIlvaine, 3d Lieutenant, 16th Infantry, to be 3d Lieutenant, 15th June, 1814.

*For the First Regiment of Infantry.*

Joseph J. Miles, Captain, 44th Infantry, to be Captain, 11th March, 1814.

William C. Beard, Captain, 1st Rifle, 20th August, 1811, to be 1st Lieutenant, 27th September, 1812.

William Sumpter, 1st Lieutenant, Light Artillery, to be 1st Lieutenant, 27th May, 1813.

James Smith, 1st Lieutenant, 3d Infantry, 15th April, 1814, to be 2d Lieutenant, 19th November, 1812.

W. K. Paulling, 2d Lieutenant, 24th Infantry, to be 2d Lieutenant, 20th June, 1814.

B. F. Harney, Surgeon, 3d Infantry, to be Surgeon, 17th August, 1814.

*For the Second Regiment of Infantry.*

George G. Steele, Major, 30th Infantry, 4th September, 1814, to be Captain, 6th July, 1812.

James Bailey, Captain, 6th Infantry, 27th March, 1814, to be 1st Lieutenant, 3d January, 1812.

*For the Third Regiment of Infantry.*

Z. Taylor, Major, 26th Infantry, to be Major, 15th May, 1811.

Benjamin Deaha, Captain, 2d Rifle, to be Captain, 17th March, 1814.

George Gray, Captain, 1st Rifle, to be Captain, 17th September, 1814.

Andrew Lewis, 2d Lieutenant, 40th Infantry, to be 2d Lieutenant, 2d May, 1814.

*For the Fourth Regiment of Infantry.*

J. N. McIntosh, Captain, Light Artillery, to be Captain, 1st May, 1811.

C. Crawford, Captain, 8th Infantry, to be Captain, 6th July, 1812.

George W. Melvin, Captain, Light Artillery, to be Captain, 24th August, 1812.

Thomas Kerney, Captain, 14th Infantry, 13th May, 1813, to be 1st Lieutenant, 6th July, 1812.

Lewis Yancy, 1st Lieutenant, 10th Infantry, to be 1st Lieutenant, 24th March, 1814.

George B. McClaskey, 2d Lieutenant, 2d Infantry, to be 2d Lieutenant, 1st May, 1814.

John L. Elbert, 2d Lieutenant, Light Dragoons, to be 2d Lieutenant, 18th July, 1814.

*For the Fifth Regiment of Infantry.*

William B. Adams, Captain, 13th Infantry, 13th May, 1813, to be 1st Lieutenant, 6th July, 1812.

Robert A. McCabe, 1st Lieutenant, 1st Infantry, 1st May, 1814, to be 2d Lieutenant, 31st December, 1812.

O. Martin, 1st Lieutenant, 22d Infantry, 25th September, 1814, to be 2d Lieutenant, 8th February, 1814.

R. H. Hammon, 2d Lieutenant, 42d Infantry, 1st October, 1814, to be 2d Lieutenant, 1st October, 1814.

*For the Sixth Regiment of Infantry.*

James V. Ball, Major, Light Dragoons, to be Major, 16th September, 1812, Thomas Hamilton, Captain, 1st Infantry, to be Captain, 21st February, 1814.

*For the Seventh Regiment of Infantry.*

Jacob Tipton, 1st Lieutenant, 1st Rifle, 3d November, 1814, to be 2d Lieutenant, 1st January, 1814.

*For the Eighth Regiment of Infantry.*

James McKeon, Captain of the Corps of Artillery, to be Captain, 6th July, 1812.

Robert Houston, 1st Lieutenant, 12th Infantry, to be 1st Lieutenant, 29th March, 1813.

George Kennerly, 1st Lieutenant, 2d Rifle, 17th May, 1814, to be 2d Lieutenant, 17th May, 1814.

*For the Rifle Regiment.*

William Pearson, Surgeon's Mate, 1st Infantry, to be Surgeon's Mate, 4th August, 1814.

*Promotions in the Army of the United States.**Ordnance Department.*

2d Lieutenant James Hall, to be 1st Lieutenant, 17th May, 1816, vice Radcliff, declined.

3d Lieutenant William F. Rigal, to be 2d Lieutenant, 17th May, 1816, vice Hall.

*Light Artillery.*

2d Lieutenant George E. Wells, to be 1st Lieutenant, 30th September, 1816, vice Freeland, resigned.

John A. Webber, to be 2d Lieutenant, 30th September, 1816, vice Wells, promoted.

*Corps of Artillery.*

1st Lieutenant Milo Mason, to be Captain, 17th May, 1816, vice Herriott, declined.

1st Lieutenant Adrian Niel, to be Captain, 1st December, 1816, vice Hite, resigned.

2d Lieutenant John W. Kinsaid, to be 1st Lieutenant, 17th May, 1816, vice Mason, promoted.

2d Lieutenant Robert Goodle, to be 1st Lieutenant, 15th July, 1816, vice Morgan, resigned.

2d Lieutenant Francis O. Hyrd, to be 1st Lieutenant, 30th August, 1816, vice Vandevanter, appointed in the Staff.

2d Lieutenant George D. Snyder, to be 1st Lieutenant, 30th August, 1816, vice Robeson, appointed in the Staff.

2d Lieutenant James W. Lent, to be 1st Lieutenant, 1st November, 1816, vice Frazer, resigned.

2d Lieutenant Aeneas McKay, to be 1st Lieutenant, 1st December, 1816, vice Niel, promoted.

3d Lieutenant Richard H. Lee, to be 2d Lieutenant, 17th May, 1816, vice Kincaid, promoted.

3d Lieutenant Jesse McIlvaine, to be 2d Lieutenant, 15th July, 1816, vice Goode, promoted.

3d Lieutenant William L. Booth, to be 2d Lieutenant, 16th July, 1816, vice Whetmore, resigned.

3d Lieutenant Thomas J. Baird, to be 2d Lieutenant, 1st August, 1816, vice Mitchell, declined.

3d Lieutenant Jabez Parkhurst, to be 2d Lieutenant, 30th August, 1816, vice Hyrd, promoted.

3d Lieutenant R. L. Armstrong, to be 2d Lieutenant, 30th August, 1816, vice Snyder, promoted.

3d Lieutenant James Badolet, to be 2d Lieutenant, 1st October, 1816, vice Watmaugh, resigned.

3d Lieutenant George W. Gardner, to be 2d Lieutenant, 1st October, 1816, vice Archer, resigned.

3d Lieutenant B. S. A. Lowe, to be 2d Lieutenant, 31st October, 1816, vice Fowler, resigned.

3d Lieutenant Patrick Galt, to be 2d Lieutenant, 1st November, 1816, vice Lent, promoted.

3d Lieutenant Upton S. Frazer, to be 2d Lieutenant, 1st December, 1816, vice McKay, promoted.

#### *First Regiment of Infantry,*

2d Lieutenant James Smith, to be 1st Lieutenant, 10th June, 1816, vice Smith, resigned.

2d Lieutenant Robert L. Coomb, to be 1st Lieutenant, 31st October, 1816, vice Kouns, resigned.

#### *Second Regiment of Infantry.*

1st Lieutenant William Bailey, to be Captain, 17th June, 1816, vice Spencer, resigned.

2d Lieutenant James Palmer, to be 1st Lieutenant, 30th September, 1816, vice Kirby, resigned.

2d Lieutenant John Wood, to be 1st Lieutenant, 1st January, 1817, vice Mann, resigned.

#### *Fourth Regiment of Infantry.*

2d Lieutenant Francis L. Dade, to be 1st Lieutenant, 4th September, 1816, vice Sackett.

#### *Fifth Regiment of Infantry.*

2d Lieutenant Robert A. McCabe, to be 1st Lieutenant, 16th October, 1816, vice Butterfield, resigned.



*Seventh Regiment of Infantry.*

Captain John Nichols, of the 8th Infantry, to be Major, 1st June, 1816, vice Appling, resigned.

1st Lieutenant George Birch, to be Captain, 31st August, 1816, vice Robertson, died.

1st Lieutenant John R. Corbaly, to be Captain, 18th September, 1816, vice Machesney, died.

1st Lieutenant William Bailey, to be Captain, 15th October, 1816, vice Langham, resigned.

2d Lieutenant Jacob Tipton, to be 1st Lieutenant, 5th July, 1816, vice Hays.

2d Lieutenant Edmund Hall, to be 1st Lieutenant, 31st August, 1816, vice Birch, promoted.

2d Lieutenant French S. Gray, to be 1st Lieutenant, 18th September, 1816, vice Corbaly, promoted.

2d Lieutenant Micajah Crupper, to be 1st Lieutenant, 15th October, 1816, vice Bailey, promoted.

*Eighth Regiment of Infantry.*

1st Lieutenant Lewis B. Willis, to be Captain, 1st June, 1816, vice Nichols, promoted.

2d Lieutenant Luther Hand, to be 1st Lieutenant, 1st June, 1816, vice Willis, promoted.

2d Lieutenant Russel B. Hyde, to be 1st Lieutenant, 1st July, 1816, vice King, resigned.

*Rifle Regiment.*

2d Lieutenant William Armstrong, to be 1st Lieutenant, 1st October, 1816, vice Fine, resigned.

*Appointments made since the 17th of May, 1816.*

Christopher Vandeventer, late 1st Lieutenant of the Corps of Artillery, to be Deputy Quartermaster General, to rank 26th March, 1813.

William L. Robeson, late 1st Lieutenant of the Corps of Artillery, to be Assistant Deputy Quartermaster General, 30th August, 1816.

Thomas Tupper, late 2d Lieutenant of the 6th Infantry, to be Assistant Deputy Quartermaster General, 15th November, 1816.

Albion T. Crow, Acting Surgeon during the War, to be Hospital Surgeon's Mate, 1st July, 1816.

Tobias P. Cambridge, late Hospital Surgeon's Mate, to be Hospital Surgeon's Mate, 31st October, 1816.

M. H. Elliott, late Surgeon of the 40th Infantry, to be Post Surgeon, 7th November, 1816.

Samuel Smith, Philadelphia, to be Post Surgeon, 12th November, 1816.

John L. Leib, Acting Judge Advocate during the War, to be Army Judge Advocate, 9th July, 1816.

Samuel A. Storrow, New Hampshire, to be Army Judge Advocate, 9th July, 1816.

Eli B. Clemson, late Lieutenant Colonel of the 16th Infantry, to be Assistant Commissary of Issues, 27th August, 1816.

George Blaney, late Brevet 2d Lieutenant of the Corps of Engineers, to be 2d Lieutenant of Engineers, 31st October, 1816.

Thomas I. Leslie, late Brevet 2d Lieutenant of the Corps of Engineers, to be 2d Lieutenant of Engineers, 31st October, 1816.

William S. Egleth, late Brevet 2d Lieutenant of the Corps of Engineers, to be 2d Lieutenant of Engineers, 31st of October, 1816.

Robert W. Ewing, late 3d Lieutenant, 17th Infantry, to be 2d Lieutenant, 1st Infantry, 17th June, 1816.

James Scallan, late 2d Lieutenant of the Corps of Artillery, to be 2d Lieutenant, 1st Infantry, 31st October, 1816.

Henry Smith, late 3d Lieutenant of the Corps of Artillery, to be 2d Lieutenant, 2d Infantry, 17th June, 1816.

Jacob W. Albright, late District Paymaster, to be Regimental Paymaster, 9th July, 1816.

Walter V. Wheaton, late Hospital Surgeon, to be Surgeon, 2d Infantry, 4th September, 1816.

Edmund Hopkins, late 2d Lieutenant of the Corps of Artillery, to be 2d Lieutenant, 3d Infantry, 1st July, 1816.

Britton Evans, late 2d Lieutenant of the Corps of Artillery, to be 2d Lieutenant, 3d Infantry, 30th August, 1816.

William S. Madison, late Surgeon's Mate of the 1st Infantry, to be Surgeon, 3d Infantry, 5th October, 1816.

John McCartney, late 2d Lieutenant of the 16th Infantry, to be 2d Lieutenant, 5th Infantry, 16th July, 1816.

William Downey, late 1st Lieutenant of the 16th Infantry, to be 2d Lieutenant, 5th Infantry, 3d September, 1816.

Benjamin R. Christian, late 3d Lieutenant of the 7th Infantry, to be 2d Lieutenant, 7th Infantry, 31st October, 1816.

John Maul, late 3d Lieutenant of the 4th Rifle regiment, to be 2d Lieutenant, 8th Infantry, 17th June, 1816.

William Elgin, late 2d Lieutenant of the Corps of Artillery, to be 2d Lieutenant, 8th Infantry, 3d September, 1816.

The message was read.

*Ordered*, That it lie for consideration.

### WEDNESDAY, DECEMBER 11, 1816.

On motion by Mr. Tait,

*Ordered*, That the message yesterday received from the President of the United States, with the several treaties therein referred to, and the documents accompanying the said treaties, be printed for the use of the Senate, under an injunction of secrecy.

The Senate took into consideration the message of yesterday, nominating sundry persons to promotions and appointments in the Army; and,

On motion by Mr. Wilson,

*Ordered*, That the consideration thereof be postponed until to-morrow.

### FRIDAY, DECEMBER 13, 1816.

The following written message was received from the President of the United States, by Mr. Todd, his Secretary:

*To the Senate of the United States:*

A treaty of commerce between the United States and the King of Sweden and Norway, having been concluded and signed on the fourth day of

September last, by their Plenipotentiaries, I lay the same before the Senate for their consideration and advice as to a ratification.

JAMES MADISON.

*December 13th, 1816.*

The message, treaty, and documents, were severally read.

*Ordered*, That the treaty pass to a second reading.

The Senate resumed the consideration of the message of the 10th instant, nominating to military promotions and appointments; and,

On motion by Mr. Lacock,

*Ordered*, That it be referred to the Committee on Military Affairs, to inquire and report thereon.

MONDAY, DECEMBER 16, 1816.

The two following written messages were received from the President of the United States, by Mr. Todd, his Secretary:

*To the Senate of the United States:*

Commissions having issued, during the recess, to the following persons, I nominate them to the offices respectively annexed to their names:

William Davy, of Pennsylvania, to be Consul of the United States at Kingston upon Hull, in Great Britain.

Joseph Ray, of the same State, to be Consul at Pernambuco, in Brazil.

Robert Jaques, of New York, to be Consul at St. Croix.

John Howard March, of New Hampshire, to be Consul at Madeira.

Jose dos Santos Monteiro, of Brazil, to be Consul for the Island of Maranhao, in Brazil.

I nominate, also, Daniel Strobel, of South Carolina, to be Consul at Bordeaux, in the place of William Lee, resigned.

Reuben G. Beasley, of Virginia, to be Consul at Havre de Grace, in the place of Isaac C. Barnett, now Consul at Paris.

JAMES MADISON.

*December 16th, 1816.*

*To the Senate of the United States:*

I nominate Joseph Phillips, late of the Army of the United, to be Secretary of the Illinois Territory.

JAMES MADISON.

*December 16th, 1816.*

The messages were severally read.

*Ordered*, That they lie for consideration.

On motion by Mr. Barbour,

*Ordered*, That the treaty of commerce between the United States and the King of Sweden and Norway, be referred to the Committee on Foreign Relations, to consider and report thereon.

TUESDAY, DECEMBER 17, 1816.

The Senate proceeded to consider the message of yesterday, nominating Joseph Phillips to office; and

*Resolved*, That they do advise and consent to the appointment, agreeably to the nomination.

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The Senate proceeded to consider the message of yesterday, nominating William Davy, and others, to offices; and

*Resolved*, That they do advise and consent to the appointments of Robert Jaques, John Howard March, and Daniel Strobel, agreeably to the nominations respectively.

On motion by Mr. Tait,

*Ordered*, That the nomination of Reuben G. Hensley be referred to his Committee on Foreign Relations, to inquire and report thereon.

Mr. Williams, from the Committee on Military Affairs, to whom was referred the message of the 10th instant, nominating sundry persons to promotions and appointments in the army, reported. Whereupon,

*Resolved*, That the Senate do advise and consent to all the promotions and appointments, agreeably to the nominations respectively; except James McKeon, Tobias P. Cambridge, and John L. Leib.

On motion by Mr. Roberts,

*Ordered*, That the nomination of John L. Leib be recommitted to the same committee, further to inquire and report thereon.

*Ordered*, That the nominations of James McKeon and Tobias P. Cambridge, be postponed.

On motion,

*Ordered*, That the Secretary make return to the President of the United States, of all nominations this day agreed to.

On motion by Mr. Macoun,

*Ordered*, That the several Indian treaties, with the documents accompanying them, be referred to the Committee on Foreign Relations, to consider and report thereon.

#### THURSDAY, DECEMBER 19, 1816.

Mr. Barbour, from the Committee on Foreign Relations, to which was referred the nomination of Reuben G. Hensley, contained in the message of the 18th instant, reported. Whereupon,

*Resolved*, That the Senate do advise and consent to the appointment, agreeably to the nomination.

On motion by Mr. Roberts,

*Ordered*, That all nominations contained in the said message, which have not been agreed to, be referred to the Committee on Foreign Relations, to inquire and report thereon.

The Senate resumed the consideration of the nominations of James McKeon and Tobias P. Cambridge, contained in the message of the 10th instant; and

*Resolved*, That they do not advise and consent to the appointment of Tobias P. Cambridge.

On motion by Mr. Sanford,

*Ordered*, That the nomination of James McKeon be recommitted to the Committee on Military Affairs, further to inquire and report thereon.

The following written message was received from the President of the United States, by Mr. Todd, his Secretary:

*To the Senate of the United States:*

I nominate Joseph H. Hawkins, to be Surveyor of the port of New-Orleans, and also Inspector of the Revenue for the same port, in the place of Thomas L. Butler, resigned,

Jesse Nettles, Jun., of South Carolina, to be Collector of the direct tax and internal duties, for the 8th collection district of the same State, in the place of Thomas H. Lane, resigned.

Ebenezer S. Rees, of Georgia, now principal Assessor, to be Collector of the direct tax and internal duties, for the 1st collection district of the same State, in the place of John Stevens, resigned.

JAMES MADISON.

December 20th, 1816.

The message was read.

Ordered, That it lie for consideration.

MONDAY, DECEMBER 23, 1816.

The eight treaties concluded between the United States and sundry tribes of Indians, were severally read the second time; and,

On motion by Mr. Campbell,

They were severally read the third time by unanimous consent.

Mr. Macon submitted the following resolutions, which were severally read and agreed to:

*Resolved*, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the treaty made and concluded between the United States and the Wra and Kickapoo tribes of Indians, by their chiefs and headmen, on the 4th day of June, 1816, at Fort Harrison.

*Resolved*, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the treaty of peace, friendship, and limits, made and concluded between the United States and the united tribes of Ottawas, Chippewas, and Pottowatomies, residing on the Illinois and Melwakee, rivers and their waters, and on the south-western parts of Lake Michigan, by their chiefs and warriors, on the 4th day of August, 1816, at St. Louis.

*Resolved*, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the treaty of peace and friendship, made and concluded between the United States and that portion of the Winnebago tribe of Indians residing on the Oniscassin river, by their chiefs and warriors, on the 3d day of June, 1816, at St. Louis.

*Resolved*, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the treaty of peace and friendship made and concluded between the United States and the tribes of Indians called the Sacs of Rock river, by their chiefs and warriors, on the 13th day of May, 1816, at St. Louis.

*Resolved*, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the treaty of peace and friendship, made and concluded between the United States and the tribes of Indians called the Siouxs of the Leaf, the Siouxs of the Broad Leaf, and the Siouxs who Shoot in the Pine-tops, by their chiefs and warriors, on the 1st day of June, 1816, at St. Louis.

*Resolved*, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the articles of a treaty made and concluded between the United States and the Chickasaw nation of Indians, by their chiefs and warriors, on the 20th day of September, 1816, at the Chickasaw Council-house.

*Resolved*, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the articles of a treaty, made and concluded between the United States and the Cherokee nation of Indians, in council assembled, on the 4th day of October, 1816, at Turkey Town.

*Resolved*, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of a treaty of cession, made and concluded between the United States and the Choctaw nation of Indians, by their leaders, captains, and warriors, on the 24th day of October, 1816, at the Choctaw trading-house.

On the question, "Will the Senate advise and consent to the ratification of the treaty with the Wea and Kickapoo tribes of Indians?"

It was unanimously determined in the affirmative: Yeas 23.

Those who voted, are Messrs. Ashmun, Campbell, Chase, Condit, Daggett, Gaillard, Goldsborough, Hardin, Howell, Hunter, Lacock, Macon, Mason of New Hampshire, Morrow, Noble, Roberts, Ruggles, Sanford, Stokes, Tait, Taylor, Thompson, Tichenor, Troup, Wells, Williams.

So it was

*Resolved*, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the treaty, made and concluded between the United States and the Wea and Kickapoo tribes of Indians, by their chiefs and headmen, on the fourth day of June, 1816, at Fort Harrison.

On the question, "Will the Senate advise and consent to the ratification of the treaty of peace, friendship, and limits, with the tribes of Indians called the Ottawas, Chippewas, and Pottowatomies, residing on the Illinois Mel-wake rivers?"

It was determined in the affirmative: Yeas, 25; Nay, 1.

Those who voted in the affirmative, are—Messrs. Ashmun, Campbell, Chase, Condit, Daggett, Gaillard, Goldsborough, Hardin, Howell, Hunter, Lacock, Macon, Mason, of New Hampshire, Morrow, Roberts, Ruggles, Sanford, Stokes, Tait, Taylor, Thompson, Tichenor, Troup, Wells, Williams.

Mr. Noble voted in the negative.

So it was

*Resolved*, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the treaty of peace, friendship, and limits, made and concluded between the United States and the United tribes of Ottawas, Chippewas, and Pottowatomies, residing on the Illinois and Melwake rivers, and their waters, and on the south-western parts of Lake Michigan, by their chiefs and warriors, on the 4th day of August, 1816, at St. Louis.

On the question, "Will the Senate advise and consent to the ratification of the treaty of peace and friendship with the Winnebago Indians?"

It was unanimously determined in the affirmative: Yeas, 26.

Those who voted, are—Messrs. Ashmun, Campbell, Chase, Condit, Daggett, Gaillard, Goldsborough, Hardin, Howell, Hunter, Lacock, Macon, Mason, of New Hampshire, Morrow, Noble, Roberts, Ruggles, Sanford, Stokes, Tait, Taylor, Thompson, Tichenor, Troup, Wells, and Williams.

So it was

*Resolved*, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the treaty of peace and friendship, made and concluded between the United States and that

portion of the Winnebago tribe of Indians, residing on the Ouisconsin river, by their chiefs and warriors, on the 3d day of June, 1816, at St. Louis.

On the question, "Will the Senate advise and consent to the ratification of the treaty of peace and friendship\* with the Indians called the Sacs of Rock river?"

It was unanimously determined in the affirmative: Yeas, 26.

Those who voted, are—Messrs. Ashmun, Campbell, Chase, Condit, Daggett, Gaillard, Goldsborough, Hardin, Howell, Hunter, Lacroix, Macon, Mason, of New Hampshire, Morrow, Noble, Roberts, Ruggles, Sanford, Stokes, Talbot, Taylor, Thompson, Tichenor, Troup, Wells, Williams.

So it was

*Resolved*, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the treaty of peace and friendship, made and concluded between the United States and the tribe of Indians called the Sacs of Rock river, by their chiefs and warriors, on the 13th day of May, 1816, at St. Louis.

On the question, "Will the Senate advise and consent to the ratification of the treaty of peace and friendship, with the tribes of Indians called the Sioux of the Leaf, the Sioux of the Broad Leaf, and the Sioux who Shoot in the Pine-tops?"

It was unanimously determined in the affirmative: Yeas, 26.

Those who voted, are—Messrs. Ashmun, Campbell, Chase, Condit, Daggett, Gaillard, Goldsborough, Hardin, Howell, Hunter, Lacroix, Macon, Mason, of New Hampshire, Morrow, Noble, Roberts, Ruggles, Sanford, Stokes, Tait, Taylor, Thompson, Tichenor, Troup, Wells, Williams.

So it was

*Resolved*, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the treaty of peace and friendship, made and concluded between the United States and the tribes of Indians called the Sioux of the Leaf, the Sioux of the Broad Leaf, and the Sioux who Shoot in the Pine-tops, by their chiefs and warriors, on the 1st day of June, 1816, at St. Louis.

On the question, "Will the Senate advise and consent to the ratification of the treaty with the Chickasaw Indians?"

It was unanimously determined in the affirmative: Yeas, 27.

Those who voted, are—Messrs. Ashmun, Campbell, Chase, Condit, Daggett, Gaillard, Goldsborough, Hardin, Howell, Hunter, Lacroix, Macon, Mason, of New Hampshire, Morrow, Noble, Roberts, Ruggles, Sanford, Stokes, Tait, Taylor, Thompson, Tichenor, Troup, Varnum, Wells, Williams.

So it was

*Resolved*, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the treaty made and concluded between the United States and the Chickasaw nation of Indians, by their chiefs and warriors, on the 20th day of September, 1816, at the Chickasaw Council-house.

On the question, "Will the Senate advise and consent to the ratification of the treaty with the Cherokee Indians?"

It was unanimously determined in the affirmative: Yeas, 27.

Those who voted, are—Messrs. Ashmun, Campbell, Chase, Condit, Daggett, Gaillard, Goldsborough, Hardin, Howell, Hunter, Lacroix, Macon, Mason, of New Hampshire, Morrow, Noble, Roberts, Ruggles, Sanford,

Stokes, Tait, Taylor, Thompson, Tichenor, Troup, Varnum, Wells, and Williams.

So it was

*Resolved*, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the articles of a treaty made and concluded between the United States and the Cherokee nation of Indians, in council assembled, on the fourth day of October, 1816, at Turkey Town.

On the question, "Will the Senate advise and consent to the ratification of the treaty of cession with the Choctaw Indians?"

It was unanimously determined in the affirmative: Yeas, 27.

Those who voted, are—Messrs. Ashmun, Campbell, Chase, Condit, Daggett, Gaillard, Goldsborough, Hardin, Howell, Hunter, Lacock, Macon, Mason, of New Hampshire, Morrow, Noble, Roberts, Ruggles, Sanford, Stokes, Tait, Taylor, Thompson, Tichenor, Troup, Varnum, Wells, and Williams.

So it was

*Resolved*, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of a treaty of cession, made and concluded between the United States and the Choctaw nation of Indians, by their leaders, captains, and warriors, on the 24th day of October, 1816, at the Choctaw trading-house.

On motion by Mr. Wells,

To reconsider the vote on the Chickasaw treaty,

It was determined in the negative: Yeas, 11; Nays, 16.

On motion by Mr. Goldsborough,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Ashmun, Daggett, Fromentin, Goldsborough, Hunter, Lacock, Mason, of New Hampshire, Noble, Stokes, Thompson, Wells.

Those who voted in the negative, are—Messrs. Campbell, Chase, Condit, Gaillard, Hardin, Macon, Morrow, Roberts, Ruggles, Sanford, Tait, Taylor, Tichenor, Troup, Varnum, Williams.

On motion by Mr. Goldsborough,

It was agreed to reconsider the vote on the treaty with the Ottawas, Chippewas, and Potowotomecs; and the question being again put, "Will the Senate advise and consent to the ratification of the treaty of peace, friendship, and limits, with the tribes of Indians called the Ottawas, Chippewas and Potowotomecs, residing on the Illinois and Melwackee rivers?"

It was unanimously determined in the affirmative: Yeas, 26.

Those who voted, are—Messrs. Ashmun, Campbell, Chase, Condit, Daggett, Fromentin, Gaillard, Goldsborough, Hardin, Hunter, Lacock, Macon, Mason, of New Hampshire, Morrow, Noble, Roberts, Sanford, Stokes, Tait, Taylor, Thompson, Tichenor, Troup, Varnum, Wells, Williams.

So it was

*Resolved*, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the treaty of peace, friendship, and limits, made and concluded between the United States and the United tribes of Ottawas, Chippewas and Potowotomecs, residing on the Illinois and Melwackee rivers, and their waters, and on the south-western parts of Lake Michigan, by their chiefs and warriors, on the 4th day of August, 1816, at St. Louis.



*Ordered*, That the Secretary lay before the President of the United States, the foregoing resolutions of ratification.

On motion by Mr. Campbell,

*Ordered*, That the documents which accompanied the foregoing treaties, be recommitte<sup>d</sup> to the Committee on Foreign Relations, to consider and report what part of them may with propriety be published.

The Senate took into consideration the message of the 19th instant, nominating Joseph H. Hawkins, and others, to offices; and,

On motion by Mr. Fromentin,

*Ordered*, That the further consideration of the nomination of Joseph H. Hawkins, be postponed to the 2d Monday in January next.

#### FRIDAY, DECEMBER 27, 1816.

The Senate resumed the consideration of the message of the 19th instant, nominating Joseph H. Hawkins, and others, to offices; and

*Resolved*, That they do advise and consent to the appointments of Jesse Nettles, Jun. and Ebenezer S. Rees, agreeably to the nominations respectively.

#### TUESDAY, DECEMBER 31, 1816.

The two following written messages were received from the President of the United States, by Mr. Todd, his Secretary:

*To the Senate of the United States:*

I nominate William Jones, Stephen Girard, and Pierce Butler, citizens of the United States, residing at Philadelphia, in the State of Pennsylvania; George Williams, a citizen of the United States, residing in Baltimore, in the State of Maryland;

Walter Bowne, a citizen of the United States, residing at New York, in the State of New York;

To be five of the Directors of the Bank of the United States, in pursuance of the 8th section of the act, entitled "An act to incorporate the subscribers to the Bank of the United States."

JAMES MADISON.

*December 31st, 1816.*

*To the Senate of the United States:*

I nominate the following persons to be Collectors of direct taxes and internal duties, for the States and districts respectively annexed to their names:

Valentine Richardson, for the 4th collection district of North Carolina, in the room of John S. West, resigned.

William A. K. Falkener, for the 5th collection district of North Carolina, in the room of Solomon Green, resigned.

Jeremiah P. Fogg, for the 6th collection district of Ohio, in the room of John C. Wright, resigned.

JAMES MADISON.

*December 31st, 1816.*

The messages were severally read.

*Ordered*, That they lie for consideration.

THURSDAY, JANUARY 3, 1817.

The following written message was received from the President of the United States, by Mr. Todd, his Secretary:

*To the Senate of the United States:*

I nominate Valentino Southall, of Virginia, to be Collector of direct tax and internal duties, for the 19th collection district of the same State, in the place of Thomas J. Randolph, resigned.

Peyton S. Symmes, of Ohio, to be Register of the Land Office at Cincinnati, in the same State, in the place of ——— Symmes, removed.

JAMES MADISON.

January 2d, 1817.

The message was read.

*Ordered*, That it lie for consideration.

Mr. Harboun, from the Committee on Foreign Relations, to whom were referred, on the 23d December, the nominations of William Davy, Joseph Ray, and Joao dos Santos Monteiro, reported. Whereupon,

*Resolved*, That the Senate do advise and consent to the appointments, agreeably to the nominations respectively.

The Senate took into consideration the message of the 31st December, nominating Valentino Richardson, and others, to offices; and

*Resolved*, That they do advise and consent to the appointments, agreeably to the nominations respectively.

*Ordered*, That the Secretary lay the two foregoing resolutions before the President of the United States.

The Senate took into consideration the message of the 31st December, nominating William Jones, and others, Directors of the Bank of the United States; and

*Resolved*, That they do advise and consent to the appointments of William Jones, Stephen Girard, Pierce Butler, and Walter Bowne, agreeably to the nominations respectively.

*Ordered*, That the nomination of George Williams be postponed.

FRIDAY, JANUARY 5, 1817.

The Senate resumed the consideration of the nomination of George Williams, contained in the message of the 31st December; and

*Resolved*, That they do advise and consent to the appointment, agreeably to the nomination.

*Ordered*, That the Secretary lay this resolution, with that of yesterday, before the President of the United States.

The Senate took into consideration the message of yesterday, nominating Valentino Southall, and Peyton S. Symmes, to offices; and

*Resolved*, That they do advise and consent to the appointment of Valentino Southall, agreeably to the nomination.

*Ordered*, That the nomination of Peyton S. Symmes be postponed.

Mr. Harboun, from the Committee on Foreign Relations, to which was referred the treaty with the King of Sweden and Norway, made a report in writing; which was read, and concurred in.

## TUESDAY, JANUARY 7, 1817.

The following written message was received from the President of the United States, by Mr. Todd, his Secretary:

*To the Senate of the United States:*

I nominate Shubael Butterfield, of New Hampshire; Thomas G. Chase, of Massachusetts; Robert Lyman, of Massachusetts; William Brown, of New York; Edwin B. Newton, of New York; John H. Duncan, of Pennsylvania; Elijah J. Weed, of Pennsylvania; Augustus De Rumford, of Delaware; to be Second Lieutenants in the Marine Corps.

JAMES MADISON.

January 6th, 1817.

The message was read.

*Ordered*, That it lie for consideration.

The Senate resumed the consideration of the nomination of Peyton S. Symmes, contained in the message of the 2d instant; and

*Resolved*, That they do advise and consent to the appointment, agreeably to the nomination.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

## THURSDAY, JANUARY 9, 1817.

The Senate took into consideration the message of the 7th instant, nominating Shubael Butterfield, and others, to appointments in the Marine Corps; and,

On motion by Mr. Tait,

*Ordered*, That the said message be referred to the Committee on Naval Affairs, to inquire and report thereon.

## FRIDAY, JANUARY 10, 1817.

Mr. Barbour, from the Committee on Foreign Relations, to which were referred the documents accompanying the several Indian treaties transmitted to the Senate by the President of the United States, on the 10th instant, made a report in writing, which was read.

## WEDNESDAY, JANUARY 15, 1817.

Mr. Williams, from the Committee on Military Affairs, to whom were referred the nominations of James McKeon and John L. Leib, contained in the message of the 10th December, reported.

On the question, "Will the Senate advise and consent to the appointment of James McKeon?"

It was determined in the negative: Yeas, 14; Nays, 21.

On motion by Mr. Sanford,

The yeas and nays being desired by one-fifth of the Senators present, Those who voted in the affirmative, are—Messrs. Barbour, Chase, Condit, Howell, Jacob, Macon, Mason, of New Hampshire, Morrow, Noble, Rutgers, Sanford, Tait, Varnum, Wilson.

Those who voted in the negative, are—Messrs. Ashmun, Daggett, Fromentin, Gaillard, Goldsborough, Hanson, Hardin, Harney, Hunter, King,

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Mason, of Virginia, Roberts, Smith, Stokes, Talbot, Taylor, Thompson, Tichenor, Troup, Wells, Williams.

So it was

*Resolved*, That the Senate do not advise and consent to the appointment of James McKean.

On the question, "Will the Senate advise and consent to the appointment of John L. Leib?"

It was determined in the negative. Whereupon,

*Resolved*, That the Senate do not advise and consent to the appointment of John L. Leib.

*Ordered*, That the Secretary lay the two last resolutions before the President of the United States.

The Senate proceeded to consider the report of the Committee on Foreign Relations, on the subject of publishing certain documents which accompanied the several Indian treaties, and concurred therein.

The Senate resumed the consideration of the nomination of Joseph H. Hawkins, contained in the message of the 19th December; and,

On motion by Mr. Talbot,

*Ordered*, That the consideration thereof be further postponed to Tuesday next.

M. Tait, from the Committee on Naval Affairs, to whom was referred the message of the 7th instant, nominating persons to appointments in the Marine Corps, reported.

#### THURSDAY, JANUARY 16, 1817.

The following written message was received from the President of the United States, by Mr. Todd, his Secretary:

*To the Senate of the United States:*

Commissions having issued during the recess, to the following persons, I now nominate them to the offices respectively attached to their names:

William Clark, whose commission as Governor of Missouri Territory expire on the 16th June last, to be Governor of said Territory for three years, next ensuing that date.

Christopher Hughes, Jun., of Maryland, to be Secretary of the Legation to Sweden.

William Lee, of Massachusetts, to be Accountant of the Department of War, in the place of Tobias Lear, deceased.

William Plumer, Jun., of New Hampshire, to be Commissioner of Loans for the same State, in the place of William Gardner, resigned.

Bathurst Dangerfield, of Alexandria, to be Surveyor and Inspector of the Revenue for the port of Alexandria, in the place of John McKenney.

McQueen McIntosh, of Georgia, to be Surveyor and Inspector of the Revenue for the port of Darien, in the same State, in the place of Thomas McCall.

Lemuel Howell, of New Jersey, to be Collector and Inspector of the Revenue for the port of Burlington, in the same State, in the place of William H. Burr.

Benjamin Barney, of North Carolina, to be Surveyor and Inspector for the port of Slade's Creek, in the same State, in the place of John B. Jasper.

Denny McCobb, of Massachusetts, to be Collector and Inspector of the Revenue for the District of Waldoborough, in the same State, in the place of Joseph Farley, Jun.

Beverly Chew, of Louisiana, to be Collector and Inspector of the Revenue for the District of Mississippi, in the place of P. L. Duplessis, resigned.

Thomas Rutter, of Maryland, to be Marshal for the District of Maryland, whose commission expired 22d November last.

Thomas Morris, of New York, to be Marshal for the Southern District of New York, in the place of John Smith, deceased.

Samuel Tennant, of Maryland, to be principal Assessor for the 2d collection district, in the same State, in the place of William Roberts, deceased.

David Ridgeway, of Virginia, to be principal Assessor for the 9th collection district, in the same State, in the place of Philip Nelson, resigned.

William R. Porter, of Virginia, to be principal Assessor for the 10th collection district, in the same State, in the place of William Campbell, resigned.

John Nicholson, of North Carolina, to be principal Assessor for the 2d collection district, in the same State, in the place of Nevil Geo, resigned.

William Jennings, of Kentucky, to be principal Assessor for the 5th collection district, in the same State, in the place of Maxwell Sharp, resigned.

John E. Evans, of New York, to be Collector of direct taxes and internal duties, for the 21st collection district, in the same State, in the place of Harvey Smith, resigned.

Joseph Wood, of Pennsylvania, to be Collector of direct taxes and internal duties, for the 21st collection district, in the same State, in the place of Michael Ross, resigned.

David Hound, of Virginia, to be Collector of direct taxes and internal duties, for the 3d collection district, in the same State, in the place of Jesse Mays, resigned.

Thomas Clarke, of Virginia, to be Collector of direct taxes and internal duties, for the 13th collection district, in the same State, in the place of Samuel Jones, resigned.

Samuel Haskins, of North Carolina, to be Collector of direct taxes and internal duties, for the 1st collection district, in the same State, in the place of Wills Cowper, resigned.

John A. Jones, of Kentucky, to be Collector of direct taxes and internal duties, for the 8th collection district, in the same State, in the place of Isaac Miller, resigned.

I nominate also Lewis Cass, whose commission as Governor of Michigan Territory will expire on the 11th of February next, to be Governor of said Territory, for three years next ensuing that date.

Charles T. Porter, whose commission as Marshal for the district of East Tennessee will expire on the 12th of February next, to be Marshal of said district, for four years ensuing that date.

Silas Bent, whose commission as Judge of the Missouri Territory will expire on the 18th of February next, to be Judge of the said Territory, for four years ensuing that date.

JAMES MADISON,

January 16, 1817.

The message was read.

Ordered, That it lie for consideration.

The Senate resumed the consideration of the message of the 7th instant, nominating Shubael Butterfield, and others, to appointments in the Marine Corps; and

*Resolved*, That they do advise and consent to the appointments, agreeably to the nominations respectively.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

## TUESDAY, JANUARY 21, 1817.

The following written message was received from the President of the United States, by Mr. Todd, his Secretary:

*To the Senate of the United States:*

I withdraw the nomination of Joseph H. Hawkins, as Surveyor of the port of New Orleans, and also Inspector of the Revenue, in the place of Thomas L. Butler, resigned: And I nominate William Emerson for said office.

JAMES MADISON.

January 21, 1817.

The message was read.

*Ordered*, That it lie for consideration.

The Senate resumed, as in Committee of the Whole, the consideration of the treaty of friendship and commerce between the United States and the King of Sweden and Norway; and,

On motion by Mr. Sanford,

*Ordered*, That the consideration thereof be postponed to, and made the order of the day for, Friday next.

The Senate took into consideration the message of the 16th instant, nominating William Clark, and others, to offices; and

*Resolved*, That they do advise and consent to the appointments of William Clark, Christopher Hughes, jun. William Plumer, Bathurst Dangerfield, M<sup>rs</sup> Queen M<sup>rs</sup> Intosh, Lemuel Howell, Beverly Chew, Thomas Rutter, Thomas Morris, Samuel Tenant, William Jennings, John A. Jones, Lewis Cass, Charles T. Porter, and Silas Bent, agreeably to the nominations respectively.

On motion by Mr. Mason, of New Hampshire,

*Ordered*, That the nomination of William Lee be postponed to Monday next.

*Ordered*, That the other nominations be postponed.

On motion,

*Ordered*, That the Secretary make return to the President of the United States, of all nominations which have been agreed to and not before returned.

## THURSDAY, JANUARY 23, 1817.

The Senate resumed the consideration of the nominations contained in the message of the 16th instant; and

*Resolved*, That they do advise and consent to the appointments of Denny M<sup>rs</sup> Cobb, William R. Porter, John Nicholson, and Samuel Haskins, agreeably to the nominations respectively.

*Ordered*, That the other nominations be postponed.

The Senate took into consideration the message of the 21st instant, withdrawing the nomination of Joseph H. Hawkins, and substituting William Emerson; and

*Resolved*, That they do advise and consent to the appointment, agreeably to the nomination.

On motion by Mr. Varnum,

*Ordered*, That the Secretary lay the two last resolutions before the President of the United States.

#### TUESDAY, JANUARY 28, 1817.

The following written message was received from the President of the United States, by Mr. Todd, his Secretary:

*To the Senate of the United States:*

I nominate Robert Trimble, of Kentucky, to be Judge of the United States for the district of Kentucky.

Benjamin Parke, of Indiana, to be Judge of the United States for the district of Indiana.

Thomas Blake, of Indiana, to be Attorney of the United States for the district of Indiana.

John Vawter, of Indiana, to be Marshal for the district of Indiana.

Stephen Bradley, of Vermont, to be Agent under the fifth article of the treaty of peace and amity between the United States and his Britannic Majesty, signed on the 24th day of December, 1814.

Edward Wyer, of Massachusetts, to be Consul of the United States at Hamburg, in the place of John M. Forbes, resigned.

Henry Wilson, of Maryland, to be Consul at Nantz, in the place of Daniel Strobel, resigned.

Edward Church, of Kentucky, to be Consul at L'Orient, in the place of Henry Wilson, resigned.

John B. Frazier, of Massachusetts, to be Consul for the Island of Curacao, in the place of Boynton, resigned.

John O. Sullivan, of New York, to be Consul at Mogadore, in Morocco.

Joel Hart, of New York, to be Consul at Leith.

JAMES MADISON.

January 28th, 1817.

The message was read.

*Ordered*, That it lie for consideration.

The Senate resumed the consideration of the message of the 16th instant, nominating William Clark, and others, to offices; and

*Resolved*, That they do advise and consent to the appointment of William Lee, agreeably to the nomination.

*Ordered*, That the other nominations be postponed.

#### WEDNESDAY, JANUARY 29, 1817.

The two following written messages were received from the President of the United States, by Mr. Todd, his Secretary:

*To the Senate of the United States:*

I nominate the Rev. Nathaniel Andrews, of Maryland, and John Ireland of New York, to be Chaplains in the Navy; and

Ashton Y. Humphreys, of Pennsylvania, to be a Purser in the Navy.

JAMES MADISON.

January 28, 1817.

*To the Senate of the United States:*

I withdraw the nomination of Stephen Bradley, of Vermont, as Agent under the 5th article of the treaty of peace and amity between the United States and his Britannic Majesty, signed on the 21th day of December, 1814; and nominate William C. Bradley, of the same State, for said office.

I nominate Henry Dodge, of Missouri Territory, to be Marshal for the district of Missouri, in the place of A. M'Nair, resigned.

Charles Lucas, of St. Louis, to be Attorney of the United States for the Missouri Territory, in the place of John Scott, resigned.

Charles Polham, of Kentucky, to be Surveyor of the port of Limestone, in the district of Mississippi, in place of J. W. Moss, resigned.

JAMES MADISON.

January 29, 1817.

FRIDAY, JANUARY 31, 1817.

The two messages received from the President of the United States, on the 29th instant, were severally read.

*Ordered*, That they lie for consideration.

The Senate resumed the consideration of the message of the 16th instant, nominating William Clark, and others; and

*Resolved*, That they do advise and consent to the appointments of David Ridgeway, and Thomas Clarke, agreeably to the nominations respectively.

*Ordered*, That the other nominations be postponed.

The Senate took into consideration the message of the 28th instant, nominating Robert Trimble, and others, to offices; and

*Resolved*, That they do advise and consent to the appointments of Robert Trimble, Edward Wyer, Henry Wilson, Edward Church, and John B. Frazier, agreeably to the nominations respectively.

*Ordered*, That the other nominations be postponed.

On motion,

*Ordered*, That the Secretary make return to the President of the United States, of all nominations which have been agreed to.

TUESDAY, FEBRUARY 4, 1817.

The treaty of friendship and commerce between the United States and the King of Sweden and Norway, was read the second time, and considered as in Committee of the Whole; and,

On motion by Mr. Fromentin,

*Ordered*, That the consideration thereof be postponed until to-morrow.

The Senate resumed the consideration of the message of the 16th January, nominating William Clark, and others, to offices; and

*Resolved*, That they do advise and consent to the appointments of John F. Evans, and Joseph Wood, agreeably to the nominations respectively.

*Ordered*, That the nominations of Benjamin Barney, and David Hound, be postponed.

The Senate resumed the consideration of the message of the 28th January, nominating Robert Trimble, and others, to offices; and

*Resolved*, That they do advise and consent to the appointments of John O. Sullivan, and Joel Hart, agreeably to the nominations respectively.

*Ordered*, That the other nominations be postponed.



The Senate took into consideration the message of the 29th January, nominating Nathaniel Andrews, and others, to Naval appointments; and

*Resolved*, That they do advise and consent to the appointments of John Ireland, and Ashton Y. Humphreys, agreeably to the nominations respectively.

*Ordered*, That the nomination of Nathaniel Andrews be postponed.

The Senate took into consideration the message of the 20th January, nominating William C. Bradley, and others, to offices; and

*Resolved*, That they do advise and consent to the appointment of William C. Bradley, agreeably to the nomination.

*Ordered*, That the other nominations be postponed.

#### THURSDAY, FEBRUARY 6, 1817.

The Senate resumed, as in Committee of the Whole, the consideration of the treaty of friendship and commerce between the United States and the King of Sweden and Norway; and,

On motion by Mr. Hardin,

*Ordered*, That the further consideration thereof be postponed to Monday next.

The Senate resumed the message of the 29th January, nominating William C. Bradley, and others, to offices; and,

On motion,

*Ordered*, That the nominations of Henry Dodge, and Charles Lucas, be referred to the Committee on the Judiciary, to inquire and report thereon.

#### FRIDAY, FEBRUARY 7, 1817.

The following written message was received from the President of the United States, by Mr. Todd, his Secretary:

*To the Senate of the United States:*

I nominate Paul H. Perrault, late Topographical Engineer, to be Topographical Engineer.

Hugh Young, to be Assistant Topographical Engineer.

Carey Nicholas, late Major, 14th Infantry, to be Battalion Paymaster.

C. G. Garrard, Regimental Surgeon's Mate, 1st Infantry, to be Post Surgeon.

George A. Carroll, Maryland, to be Post Surgeon.

Samuel Ayer, Massachusetts, to be Post Surgeon.

Francis B. Murdock, late 1st Lieut. Light Artillery, to be 2d Lieut. 1st Infantry.

James Collins, late 3d Lieut. 44th Infantry, to be 2d Lieut. 1st Infantry.

W. H. Nicholl, New York, to be Surgeon's Mate, 6th Infantry.

George H. McKnight, Pennsylvania, to be Surgeon's Mate, 1st Infantry.

Stephen Griffith, late 3d Lieut. 1st Infantry, to be 2d Lieut. 2d Infantry.

James Stewart, late 2d Lieut. 22d Infantry, to be 2d Lieut. 4th Infantry.

John C. Wells, late 3d Lieut. 5th Infantry, to be 2d Lieut. 4th Infantry.

Francis W. Brady, late 3d Lieut. 35th Infantry, to be 2d Lieut. 4th Infantry.

J. F. Clark, late 3d Lieut. 10th Infantry, to be 2d Lieut. 4th Infantry.

Mattren Ball, Virginia, to be Surgeon's Mate, 4th Infantry.

Horace Broughton, late 1st Lieut. 29th Infantry, to be 2d Lieut. 6th Infantry.

Henry Taylor, late 2d Lieut. 34th Infantry, to be 2d Lieut. 6th Infantry.

Overtou C. Addison, Maryland, to be Surgeon's Mate, 1st Infantry.

James Roane, late 1st Lieut. 10th Infantry, to be 2d Lieut. 7th Infantry.

Charles Betts, late 2d Lieut. Corps of Artillery, to be 2d Lieut. 7th Infantry.

D. Shelton, late 2d Lieut. 35th Infantry, to be 2d Lieut. 7th Infantry.

Isaac W. Snowden, late Hospital Surgeon's Mate, to be Surgeon's Mate, 7th Infantry.

William S. Blair, late 2d Lieut. 2d Rifle, to be 2d Lieut. Rifle regiment.

Edwin Wyatt, of Tennessee, to be Surgeon, Rifle regiment.

JAMES MADISON.

*February 7th, 1817.*

The message was read.

*Ordered*, That it lie for consideration.

The Senate resumed the consideration of the nomination of Nathaniel Andrews, contained in the message of the 29th January; and

*Resolved*, That they do advise and consent to the appointment, agreeably to the nomination.

The Senate resumed the consideration of the message of the 29th January, nominating William C. Bradley, and others, to offices; and

*Resolved*, That they do advise and consent to the appointment of Charles Pelham, agreeably to the nomination.

*Ordered*, That the other nominations be postponed.

On motion by Mr. Chase,

*Ordered*, That the Secretary make return to the President of the United States, of all nominations which have been agreed to.

MONDAY, FEBRUARY 10, 1817.

The following written message was received from the President of the United States, by Mr. Todd, his Secretary:

*To the Senate of the United States:*

I nominate Henry Wilcox, of Ohio, to be Surveyor and Inspector of the port of Marietta, same State, in the place of Joseph Wilcox, deceased.

JAMES MADISON.

THURSDAY, FEBRUARY 13, 1817.

The following written message was received from the President of the United States, by Mr. Todd, his Secretary:

*To the Senate of the United States:*

I nominate Jonathan Richmond, of New York, to be Collector of direct taxes and internal duties, for the twenty-third district, in the same State, in the place of Roswell Towsley, removed.

JAMES MADISON.

*February 13th, 1817.*

MONDAY, FEBRUARY 17, 1817.

The message received from the President of the United States, on the 10th, and that received on the 13th instant, were severally read.

*Ordered*, That they lie for consideration.

The Senate took into consideration the message of the 7th instant, nominating Paul H. Perrault, and others, to military appointments; and

*Resolved*, That they do advise and consent to the appointments of Paul H. Perrault, Carey Nicholas, George A. Carroll, Samuel Ayer, George B. McKnight, Matron Ball, Henry Taylor, William S. Blair, and Edwin Wyatt, agreeably to the nominations respectively.

On motion by Mr. Varnum,

*Ordered*, That the other nominations, contained in said message, be referred to the Committee on Military Affairs, to inquire and report thereon.

On motion by Mr. Williams,

*Ordered*, That the Secretary make return to the President of the United States, on the nominations this day agreed to.

On motion by Mr. Harbourn,

*Ordered*, That the treaty of friendship and commerce, between the United States and the King of Sweden and Norway, be made the order of the day for to-morrow, at 12 o'clock.

## TUESDAY, FEBRUARY 18, 1817.

Agreeably to the order of the day, the Senate resumed, as in Committee of the Whole, the consideration of the treaty of friendship and commerce between the United States and the King of Sweden and Norway; and no amendment having been proposed thereto, the President reported it to the House accordingly. Whereupon,

A motion was made to except the third and fourth articles; and,

On the question, "Will the Senate advise and consent to the ratification of these articles?"

It was determined in the negative: Yeas, 23; Nays, 14.

Those who voted in the affirmative, are—Messrs. Barbour, Campbell, Chase, Condit, Dana, Hardin, Howell, Hunter, Lacock, Macon, Mason, of Virginia, Morrow, Roberts, Ruggles, Sanford, Smith, Stokes, Talbot, Taylor, Troup, Varnum, Williams, Wilson.

Those who voted in the negative, are—Messrs. Ashmun, Daggett, Fromentin, Gaillard, Goldsborough, Hanson, Horsey, King, Mason, of New Hampshire, Noble, Tait, Thompson, Tichenor, Wells.

A motion was also made to except the sixth article; and,

On the question, "Will the Senate advise and consent to the ratification of this article?"

It was determined in the negative: Yeas, 23; Nays, 14.

Those who voted in the affirmative, are—Messrs. Barbour, Campbell, Chase, Condit, Fromentin, Gaillard, Hardin, Howell, Lacock, Macon, Mason, of Virginia, Morrow, Noble, Roberts, Ruggles, Sanford, Smith, Talbot, Taylor, Troup, Varnum, Williams, and Wilson.

Those who voted in the negative, are—Messrs. Ashmun, Daggett, Dana, Goldsborough, Hanson, Horsey, Hunter, King, Mason, of New Hampshire, Stokes, Tait, Thompson, Tichenor, Wells.

Whereupon,

Mr. Harbourn submitted the following motion for consideration:

*Resolved*, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the treaty of friendship and commerce, made and concluded at Stockholm, on the 4th day of September, 1816, between the United States and the King of Sweden and Norway, by their respective Plenipotentiaries, with the exception of the third, fourth, and sixth articles.

WEDNESDAY, FEBRUARY 19, 1817.

The treaty of friendship and commerce, between the United States and the King of Sweden and Norway, excepting the third, fourth, and sixth articles, was read the third time. Whereupon,

The Senate proceeded to consider the motion submitted yesterday, to ratify the said treaty; and

A motion was made by Mr. Dana, to add to the end thereof the following proviso: viz.

"*Provided*, That the treaty, after the exchange of ratification, shall be in force until the third day of July, 1819, and no longer;" and,

On the question being put, "Shall these words stand part of the resolution?"

It was determined in the negative: Yeas, 3; Nays, 32.

Those who voted in the affirmative, are—Messrs. Dana, Macon, and Sanford.

Those who voted in the negative, are—Messrs. Ashmun, Campbell, Chase, Condit, Daggett, Fromentin, Gaillard, Goldsborough, Hanson, Hardin, Horsey, Howell, Hunter, King, Lacey, Mason, of New Hampshire, Morrow, Noble, Roberts, Ruggles, Smith, Stokes, Talbot, Tait, Taylor, Thompson, Tichenor, Troup, Varnum, Wells, Williams, and Wilson.

On the question, "Will the Senate advise and consent to the ratification of this treaty, with the exception of the third, fourth, and sixth articles?"

It was determined in the affirmative: Yeas, 33; Nays, 2.

Those who voted in the affirmative, are—Messrs. Ashmun, Barbour, Campbell, Chase, Condit, Daggett, Fromentin, Gaillard, Goldsborough, Hardin, Horsey, Howell, Hunter, King, Lacey, Macon, Mason, of New Hampshire, Morrow, Noble, Roberts, Ruggles, Sanford, Smith, Stokes, Talbot, Tait, Taylor, Thompson, Troup, Varnum, Wells, Williams, and Wilson.

Those who voted in the negative, are—Messrs. Dana and Hanson.

So it was

*Resolved*, (two-thirds of the Senators present concurring therein.) That the Senate do advise and consent to the ratification of the treaty of friendship and commerce, made and concluded at Stockholm, on the 4th day of September, 1816, between the United States and the King of Sweden and Norway, by their respective Plenipotentiaries, with the exception of the third, fourth, and sixth articles.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

Mr. Williams, from the Committee on Military Affairs, to whom was referred certain military nominations, contained in the message of the 7th instant, reported. Whereupon,

*Resolved*, That the Senate do advise and consent to the appointments, agreeably to the nominations respectively.

The Senate resumed the nominations of Henry Dodge and Charles Lucas, contained in the message of the 29th January; and

*Resolved*, That they do advise and consent to the appointments, agreeably to the nominations respectively.

The Senate took into consideration the message of the 10th instant, nominating Henry Wilcox to office; and

*Resolved*, That they do advise and consent to the appointment, agreeably to the nomination.

*Ordered*, That the Secretary lay the three last resolutions before the President of the United States.

MONDAY, FEBRUARY 24, 1817.

The three following written messages were received from the President of the United States, by Mr. Todd, his Secretary:

*To the Senate of the United States:*

I nominate the Rev. Cheever Felch, Acting Chaplain, to be a Chaplain in the Navy of the United States.

JAMES MADISON.

February 24th, 1817.

*To the Senate of the United States:*

I nominate the following officers for promotion, in the Navy of the United States, viz:

Edward Trenchard, John Downes, and John D. Henley, Masters Commandant, to be Captains.

Joseph J. Nicholson, Walter Stewart, John H. Elton, Edmund P. Kennedy, Alexander J. Dallas, John B. Nicholson, and Beckman V. Hoffman, Lieutenants, to be Masters Commandant.

James Trant, Sailing Master, to be a Lieutenant.

Uriah P. Levy, do do

And the following Midshipmen, to be Lieutenants, viz:

Charles Lacey, James Nicholson, James W. H. Ray, William E. McKenney, Edward Greenwell, Clement W. Stevens, French Forrest, Charles Gaunt, William J. Bell, Charles H. Caldwell, Enoch H. Johns, William W. Ramsay, William Arthur Leo, Edgar Freeman, Charles Hoarman, Thomas A. Tippet, William Jamieson, Henry Ward, William Boorum, Ralph Voorhees, Archibald S. Campbell, Alexander Eskridge, Robert E. Searcy, Ebenezer Ridgeway, Thomas H. Howyer, Henry R. Warner, James B. Taylor, Charles L. Williamson, Thomas A. Conover, George W. Isaacs, William Taylor, Nathaniel Carter, Jun., John C. Long, John H. Graham, and John D. Fischer.

JAMES MADISON.

February 24th, 1817.

*To the Senate of the United States:*

I nominate Claude Crozet, to be Professor of Engineering at the Military Academy.

William Tell Poussin, to be Assistant Topographical Engineer.

Adam Lynn, of the county of Alexandria, to be a Justice of the Peace for the same county, in the place of William Newton, deceased.

George A. Thornton, of the county of Alexandria, to be a Justice of the Peace for the same county, in the place of John McKenney, resigned.

Daniel Sutton, of Louisiana, to be Register of the Land Office North of Red river.

Henry Bree, of Louisiana, to be Receiver of Public Moneys North of Red river.

JAMES MADISON.

February 24th, 1817.

The messages were severally read.

*Ordered*, That they lie for consideration.

The Senate took into consideration the message of the 13th instant, nominating Jonathan Richmond to office; and

*Resolved*, That they do advise and consent to the appointment, agreeably to the nomination.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

The Senate remitted the message of the 16th January, nominating William Clark, and others, to officers; and

*Resolved*, That they do advise and consent to the appointment of Benjamin Harney, agreeably to the nomination.

*Ordered*, That the nomination of David Hound be postponed.

On motion by Mr. Harbourn,

*Ordered*, That the message, this day received, nominating sundry persons to Naval promotions, be referred to the Committee on Naval Affairs, to inquire and report thereon.

### WEDNESDAY, FEBRUARY 26, 1817.

The President communicated a letter from Wolcott Chauncey, a Lieutenant in the Navy, stating that through misrepresentation he has been passed over in the list of promotions to Masters Commandant, now before the Senate, and soliciting an inquiry; and the letter and documents accompanying the same, were read.

On motion by Mr. Tait,

*Ordered*, That the said letter and documents be referred to the Committee on Naval Affairs, to consider and report thereon.

The Senate took into consideration the message of the 24th instant, nominating Cheever Feltz, to office; and

*Resolved*, That they do advise and consent to the appointment, agreeably to the nomination.

*Ordered*, That the Secretary lay this resolution before the President of the United States.

The Senate took into consideration the message of the 24th instant, nominating Claude Crozet, and others, to officers; and

*Resolved*, That they do advise and consent to the appointments, agreeably to the nominations respectively; with the exception of Claude Crozet, which was ordered to be postponed.

### THURSDAY, FEBRUARY 27, 1817.

The following written message was received from the President of the United States, by Mr. Todd, his Secretary:

*To the Senate of the United States:*

I nominate Thomas Wynn, of North Carolina, to be Consul at Turks Island, in the West Indies.

Henry W. Long, of North Carolina, to be Attorney of the United States, for the district of North Carolina, in the place of Robert H. Jones.

JAMES MADISON.

February 27th, 1817.

### MONDAY, MARCH 3, 1817.

On motion,

*Ordered*, That the Executive business pending before the Senate, be referred for the consideration of the Senate, to the fourth of March, instant.

# THE PROCEEDINGS

OF

## A SESSION SPECIALLY CALLED

OF

TUESDAY, MARCH 4, 1817.

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*To the Senators of the United States, respectively:*

WASHINGTON, January 1, 1817.

SIR: Objects interesting to the United States requiring that the Senate should be in session on the fourth of March next, to receive such communications as may be made to it on the part of the Executive, your attendance in the Senate Chamber in this city, on that day, is accordingly requested.

JAMES MADISON.

In conformity with the summons from the President of the United States, above recited, the Senate assembled in their Chamber, in the City of Washington.

### PRESENT:

#### *From the State of*

New Hampshire,	-	{ The Hon. Jeremiah Mason, and David L. Morrill.
Massachusetts,	-	{ The Hon. Eli P. Ashmun, and Harrison Gray Otis.
Rhode Island,	-	{ The Hon. William Hunter, and James Burrill, Jun.
Vermont,	-	{ The Hon. Dudley Chase, and Isaac Tichenor.
Connecticut,	-	{ The Hon. David Daggett, and Samuel W. Dana.
New York,	-	{ The Hon. Rufus King, and Nathan Sanford.
New Jersey,	-	{ The Hon. James J. Wilson, and Mahlon Dickerson.
Pennsylvania,	-	{ The Hon. Abner Loeck, and Jonathan Roberts.
Delaware,	-	{ The Hon. Outerbridge Horsey, and Nicholas Vandyke.
Maryland,	-	{ The Hon. Robert H. Goldsborough, and Alexander C. Hanson.
Virginia,	-	{ The Hon. James Harboun.
North Carolina,	-	{ The Hon. Nathaniel Macon, and Montford Stokes.
South Carolina,	-	{ The Hon. John Gaillard, and William Smith.

Georgia,	-	-	{ The Hon. Charles Tait, and George M. Troup.
Kentucky,	-	-	{ The Hon. Isham Talbot.
Tennessee,	-	-	{ The Hon. George W. Campbell, and John Williams.
Ohio,	-	-	{ The Hon. Jeremiah Morrow, and Benjamin Ruggles.
Louisiana,	-	-	{ The Hon. Elegius Fromentin.
Indiana,	-	-	{ The Hon. James Noble, and Waller Taylor.

The Honorable John Gaillard, President *pro tempore*, resumed the chair.

The Honorable David L. Morrill, appointed a Senator by the Legislature of the State of New Hampshire; the Honorable Harrison Gray Otis, appointed a Senator by the Legislature of the Commonwealth of Massachusetts; the Honorable Mahlon Dickerson, appointed a Senator by the State of New Jersey; and the Honorable James Burrill, Jun., appointed a Senator by the Legislature of the State of Rhode Island, respectively for the term of six years, commencing this day, produced their credentials, which were read, and the oath prescribed by law was administered to them, and they took their seats in the Senate.

The oath was also administered to Mr. Smith, Mr. Stokes, Mr. Troup, Mr. Vandyke, and Mr. Williams; their credentials having been read and filed during the last session.

Daniel D. Tompkins, Vice-President of the United States, and President of the Senate, having appeared, Mr. Gaillard administered the oath of office to him, and he took the chair; when he addressed the Senate, as follows:

*Gentlemen of the Senate:*

In entering the office of Vice-President, I beg leave to offer a public acknowledgment of the honor conferred upon me by the people of the United States, by placing me next in their confidence to that illustrious citizen, whose patriotism, virtues, and eminent public services, receive this day the highest reward that a free people can bestow.

I assume the duties assigned me in the Senate, with the greatest diffidence, arising from a consciousness of my inexperience in the forms of deliberative assemblies; and when, at the same time, I reflect that this chair has hitherto been adorned by men of the first distinction for experience, talents, and character, I am oppressed by the magnitude of the responsibility which now devolves upon me.

My heart assures me that I may promise upright intentions, zealous industry, and rigid impartiality. If aught beyond these shall merit approbation, it will be justly ascribed to the wisdom and magnanimity of the members of this dignified body; and upon that wisdom and magnanimity I entirely repose myself for guidance and support.

The President of the United States, the Ex-President, and the Judges of the Supreme Court, having previously entered the Senate Chamber,

On motion by Mr. Barbour,

The Senate adjourned for one hour.

The President of the United States, being attended by the Ex-President of the United States, the Vice-President, the Judges of the Supreme Court, the Senators, and the Marshals of the day, then proceeded to the elevated portico, temporarily erected for the occasion, where, after a short pause, he arose and addressed the audience as follows:



I should be destitute of feeling, if I was not deeply affected by the strong proof which my fellow-citizens have given me of their confidence, in calling me to the high office whose functions I am about to assume. As the expression of their good opinion of my conduct in the public service, I derive from it a gratification, which those who are conscious of having done all that they could to merit it, can alone feel. My sensibility is increased by a just estimate of the importance of the trust, and of the nature and extent of its duties; with the proper discharge of which, the highest interests of a great and free people are intimately connected. Conscious of my own deficiency, I cannot enter on these duties without great anxiety for the result. From a just responsibility I will never shrink; calculating, with confidence, that in my best efforts to promote the public welfare, my motives will always be duly appreciated, and my conduct be viewed with that candor and indulgence which I have experienced in other stations.

In commencing the duties of the chief executive office, it has been the practice of the distinguished men who have gone before me, to explain the principles which would govern them in their respective administrations. In following their venerated example, my attention is naturally drawn to the great causes which have contributed, in a principal degree, to produce the present happy condition of the United States. They will best explain the nature of our duties, and shed much light on the policy which ought to be pursued in future.

From the commencement of our revolution to the present day, almost forty years have elapsed, and from the establishment of this Constitution, twenty-eight. Through this whole term, the government has been, what may emphatically be called, self-government; and what has been the effect? To whatever object we turn our attention, whether it relates to our foreign or domestic concerns, we find abundant cause to felicitate ourselves in the excellence of our institutions. During a period fraught with difficulties, and marked by very extraordinary events, the United States have flourished beyond example. Their citizens, individually, have been happy, and the nation prosperous.

Under this Constitution, our commerce has been wisely regulated with foreign nations, and between the States; new States have been admitted into our Union; our territory has been enlarged, by fair and honorable treaty, and with great advantage to the original States; the States, respectively, protected by the national government, under a mild, parental system, against foreign dangers, and enjoying within their separate spheres, by a wise partition of power, a just proportion of the sovereignty, have improved their police, extended their settlements, and attained a strength and maturity, which are the best proofs of wholesome laws, well administered. And if we look to the condition of individuals, what a proud spectacle does it exhibit! On whom has oppression fallen in any quarter of our Union? Who has been deprived of any right of person or property? Who restrained from offering his vows, in the mode which he prefers, to the Divine Author of his being? It is well known, that all these blessings have been enjoyed in their fullest extent; and I add, with peculiar satisfaction, that there has been no example of a capital punishment being inflicted on any one for the crime of high treason.

Some, who might admit the competency of our government to these beneficent duties, might doubt it in trials which put to the test its strength and efficiency, as a member of the great community of nations. Here, too,

experience has afforded us the most satisfactory proof in its favor. Just as this Constitution was put into action, several of the principal States of Europe had become much agitated, and some of them seriously convulsed. Destructive wars ensued, which have, of late only, been terminated. In the course of these conflicts, the United States received great injury from several of the parties. It was their interest to stand aloof from the contest; to demand justice from the party committing the injury; and to cultivate, by a fair and honorable conduct, the friendship of all. War became, at length, inevitable; and the result has shown, that our government is equal to that, the greatest of trials, under the most unfavorable circumstances. Of the virtue of the people, and of the heroic exploits of the army, the navy, and the militia, I need not speak.

Such, then, is the happy government under which we live; a government adequate to every purpose for which the social compact is formed; a government elective in all its branches, under which every citizen may, by his merit, obtain the highest trust recognised by the Constitution; which contains within it no cause of discord; none to put at variance one portion of the community with another; a government which protects every citizen in the full enjoyment of his rights, and is able to protect the nation against injustice from foreign powers.

Other considerations of the highest importance admonish us to cherish our union, and to cling to the government which supports it. Fortunate as we are, in our political institutions, we have not been less so in other circumstances, on which our prosperity and happiness essentially depend. Situated within the temperate zone, and extending through many degrees of latitude along the Atlantic, the United States enjoy all the varieties of climate, and every production incident to that portion of the globe. Penetrating, internally, to the great lakes, and beyond the sources of the great rivers which communicate through our whole interior, no country was ever happier with respect to its domain. Blessed, too, with a fertile soil, our produce has always been very abundant, leaving, even in years the least favorable, a surplus for the wants of our fellow-men in other countries. Such is our peculiar felicity, that there is not a part of our Union that is not particularly interested in preserving it. The great agricultural interest of the nation prospers under its protection. Local interests are not less fostered by it. Our fellow-citizens of the north, engaged in navigation, find great encouragement in being made the favored carriers of the vast productions of the other portions of the United States, while the inhabitants of these are amply recompensed, in their turn, by the nursery for seamen and naval force, thus formed and reared up for the support of our common rights. Our manufactures find a generous encouragement by the policy which patronizes domestic industry; and the surplus of our produce, a steady and profitable market by local wants, in less favored parts, at home.

Such, then, being the highly favored condition of our country, it is the interest of every citizen to maintain it. What are the dangers which menace us? If any exist, they ought to be ascertained and guarded against.

In explaining my sentiments on this subject, it may be asked, What raised us to the present happy state? How did we accomplish the revolution? How remedy the defects of the first instrument of our Union, by infusing into the national government sufficient power for national purposes, without impairing the just rights of the States, or affecting those of individuals? How sustain, and pass with glory through the late war? The government has been

in the hands of the people. To the people, therefore, and to the faithful and able depositaries of their trust, is the credit due. Had the people of the United States been educated in different principles; had they been less intelligent, less independent, or less virtuous, can it be believed that we should have maintained the same steady and consistent career, or been blessed with the same success? While, then, the constituent body retains its present sound and healthful state, every thing will be safe. They will choose competent and faithful representatives for every department. It is only when the people become ignorant and corrupt; when they degenerate into a populace, that they are incapable of exercising the sovereignty. Usurpation is then an easy attainment, and an usurper soon found. The people themselves become the willing instruments of their own debasement and ruin. Let us, then, look to the great cause, and endeavor to preserve it in full force. Let us, by all wise and constitutional measures, promote intelligence among the people, as the best means of preserving our liberties.

Dangers from abroad are not less deserving of attention. Experiencing the fortune of other nations, the United States may be again involved in war, and it may in that event be the object of the adverse party to overturn our government—to break our Union, and demolish us as a nation. Our distance from Europe, and the just, moderate, and pacific policy of our government, may form some security against these dangers, but they ought to be anticipated and guarded against. Many of our citizens are engaged in commerce and navigation, and all of them are, in a certain degree, dependant on their prosperous state. Many are engaged in the fisheries. These interests are exposed to invasion in the wars between other powers, and we should disregard the faithful admonition of experience, if we did not expect it. We must support our rights or lose our character, and with it, perhaps, our liberties. A people who fail to do it, can scarcely be said to hold a place among independent nations. National honor is national property of the highest value. The sentiment in the mind of every citizen, is national strength. It ought, therefore, to be cherished.

To secure us against these dangers, our coast and inland frontiers should be fortified; our army and navy regulated upon just principles as to the force of each, be kept in perfect order, and our militia be placed on the best practicable footing. To put our extensive coast in such a state of defence as to secure our cities and interior from invasion, will be attended with expense, but the work when finished will be permanent; and it is fair to presume that a single campaign of invasion, by a naval force superior to our own, aided by a few thousand land troops, would expose us to greater expense, without taking into the estimate the loss of property and the distress of our citizens, than would be sufficient for this great work. Our land and naval forces should be moderate, but adequate to the necessary purposes. The former, to garrison and preserve our fortifications, and to meet the first invasions of a foreign foe; and, while constituting the elements of a greater force, to preserve the science, as well as all the necessary implements of war, in a state to be brought into activity in the event of war. The latter, retained within the limits proper in a state of peace, might aid in maintaining the neutrality of the United States with dignity in the wars of other powers, and in saving the property of their citizens from spoliation. In time of war, with the enlargement of which the great naval resources of the country render it susceptible, and which should be duly fostered in time of peace, it

would contribute essentially, both as an auxiliary of defence and as a powerful engine of annoyance, to diminish the calamities of war, and to bring the war to a speedy and honorable termination.

But it ought always to be held prominently in view, that the safety of these States, and of every thing dear to a free people, must depend, in an eminent degree, on the militia. Invasions may be made too formidable to be resisted by any land and naval force which it would comport either with the principles of our government or the circumstances of the United States to maintain. In such cases, recourse must be had to the great body of the people, and in a manner to produce the best effect. It is of the highest importance, therefore, that they be so organized and trained as to be prepared for any emergency. The arrangement should be such as to put at the command of the government the ardent patriotism and youthful vigor of the country. If formed on equal and just principles, it cannot be oppressive. It is the crisis which makes the pressure—and not the laws, which provide a remedy for it. This arrangement should be formed too in time of peace, to be the better prepared for war. With such an organization of such a people, the United States have nothing to dread from foreign invasion. At its approach, an overwhelming force of gallant men might always be put in motion.

Other interests of high importance will claim attention; among which the improvement of our country by roads and canals, proceeding always with a constitutional sanction, holds a distinguished place. By thus facilitating the intercourse between the States, we shall add much to the convenience and comfort of our fellow-citizens; much to the ornament of the country; and, what is of greater importance, we shall shorten distances, and by making each part more accessible to and dependant on the other, we shall bind the Union more closely together. Nature has done so much for us by intersecting the country with so many great rivers, bays, and lakes, approaching from distant points so near to each other, that the inducement to complete the work seems to be peculiarly strong. A more interesting spectacle was perhaps never seen than is exhibited within the limits of the United States; a territory so vast and advantageously situated, containing objects so grand—so useful—so happily connected in all their parts.

Our manufactures will likewise require the systematic and fostering care of the government. Possessing, as we do, all the raw materials, the fruit of our own soil and industry, we ought not to depend, in the degree we have done, on supplies from other countries. While we are thus dependant, the sudden event of war, unsought and unexpected, cannot fail to plunge us into the most serious difficulties. It is important, too, that the capital which nourishes our manufactures should be domestic, as its influence, in that case, instead of exhausting, as it may do in foreign hands, would be felt advantageously on agriculture, and every other branch of industry. Equally important is it to provide at home a market for our raw materials, as, by extending the competition, it will enhance the price, and protect the cultivator against the casualties incident to foreign markets.

With the Indian tribes it is our duty to cultivate friendly relations, and to act with kindness and liberality in all our transactions. Equally proper is it to persevere in our efforts to extend to them the advantages of civilization.

The great amount of our revenue, and the flourishing state of the Treasury, are a full proof of the competency of the national resources for any emer-

gency, as they are of the willingness of our fellow-citizens to bear the burdens which the public necessities require. The vast amount of vacant lands, the value of which daily augments, forms an additional resource of great extent and duration. These resources, besides accomplishing every other necessary purpose, put it completely in the power of the United States to discharge the national debt at an early period. Peace is the best time for improvement and preparation of every kind; it is in peace that our commerce flourishes most; that taxes are most easily paid, and that the revenue is most productive.

The executive is charged officially, in the departments under it, with the disbursement of the public money, and is responsible for the faithful application of it to the purposes for which it is raised. The legislature is the watchful guardian over the public purse. It is its duty to see that the disbursement has been honestly made. To meet the requisite responsibility, every facility should be afforded to the executive, to enable it to bring the public agents intrusted with the public money, strictly and promptly to account. Nothing should be presumed against them; but if, with the requisite facilities, the public money is suffered to lie, long and uselessly, in their hands, they will not be the only defaulters, nor will the demoralizing effect be confined to them. It will evince a relaxation and want of tone in the administration, which will be felt by the whole community. I shall do all I can to secure economy and fidelity in this important branch of the administration, and I doubt not that the legislature will perform its duty with equal zeal. A thorough examination should be regularly made, and I will promote it.

It is particularly gratifying to me, to enter on the discharge of these duties at a time when the United States are blessed with peace. It is a state most consistent with their prosperity and happiness. It will be my sincere desire to preserve it, so far as depends on the executive, on just principles, with all nations—claiming nothing unreasonable of any, and rendering to each what is its due.

Equally gratifying is it to witness the increased harmony of opinion which pervades our Union. Discord does not belong to our system. Union is recommended, as well by the free and benign principles of our government, extending its blessings to every individual, as by the other eminent advantages attending it. The American people have encountered together great dangers, and sustained severe trials with success. They constitute one great family, with a common interest. Experience has enlightened us on some questions of essential importance to the country. The progress has been slow, dictated by a just reflection, and a faithful regard to every interest connected with it. To promote this harmony, in accord with the principles of our republican government, and in a manner to give them the most complete effect, and to advance in all other respects the best interests of our Union, will be the object of my constant and zealous exertions.

Never did a government commence under auspices so favorable, nor ever was success so complete. If we look to the history of other nations, ancient or modern, we find no example of a growth so rapid—so gigantic: of a people so prosperous and happy. In contemplating what we have still to perform, the heart of every citizen must expand with joy, when he reflects how near our government has approached to perfection; that, in respect to it, we have no essential improvement to make; that the great object is, to preserve it in the essential principles and features which characterize it, and that that is to be done by preserving the virtue and enlightening the minds of the

people; and, as a security against foreign dangers, to adopt such arrangements as are indispensable to the support of our independence, our rights and liberties. If we persevere in the career in which we have advanced so far, and in the path already traced, we cannot fail, under the favor of a gracious Providence, to attain the high destiny which seems to await us.

In the administrations of the illustrious men who have preceded me in this high station, with some of whom I have been connected by the closest ties from early life, examples are presented which will always be found highly instructive and useful to their successors. From these I shall endeavor to derive all the advantages which they may afford. Of my immediate predecessor, under whom so important a portion of this great and successful experiment has been made, I shall be pardoned for expressing my earnest wishes that he may long enjoy, in his retirement, the affections of a grateful country—the best reward of exalted talents, and the most faithful and meritorious services. Relying on the aid to be derived from the other departments of the government, I enter on the trust to which I have been called by the suffrages of my fellow-citizens, with my fervent prayers to the Almighty, that He will be graciously pleased to continue to us that protection which He has already so conspicuously displayed in our favor.

After which, the oath of office was administered to the President of the United States by the Chief Justice.

The Senate having again assembled,

On motion by Mr. King,

*Ordered*, That the committee of arrangements wait on the President of the United States, and notify him that the Senate are ready to receive any communications that he may be pleased to make to them.

On motion,

The Senate adjourned to 11 o'clock to-morrow morning.

### WEDNESDAY, MARCH 3, 1817.

Mr. Goldsborough reported from the committee that they had waited on the President of the United States, who informed them that he should this day, at an early hour, make a communication to the Senate.

On motion by Mr. Dans,

The Senate proceeded to consider the nominations contained in the several messages, as postponed on the third instant.

Mr. Tait, from the Committee on Naval Affairs, to whom was referred, on the 21st February, the message of the same date nominating sundry persons to promotions in the Navy, reported.

Whereupon,

*Resolved*, That the Senate do advise and consent to the promotions, agreeably to the nominations respectively.

The message received from the President of the United States, on the 27th February, nominating Thomas Wynns, and Henry W. Long, to offices, was read.

On motion, the said nominations were considered by unanimous consent; and

*Resolved*, That the Senate do advise and consent to the appointment of Thomas Wynns, agreeably to the nomination, and that they do not advise and consent to the appointment of Henry W. Long.

The two following written messages were received from the President of the United States, by Mr. Todd:

*To the Senate of the United States:*

I nominate John Quincy Adams, of Massachusetts, to be Secretary of State.

William H. Crawford, of Georgia, to be Secretary of the Treasury.

Isaac Shelby, of Kentucky, to be Secretary of War.

JAMES MONROE.

March 5th, 1817.

*To the Senate of the United States:*

I nominate the persons named in the accompanying list, for the offices respectively, as stated in a letter from the acting Secretary of War.

JAMES MONROE.

March 5th, 1817.

WAR DEPARTMENT,

5th March, 1817.

SIR: I have the honor to lay before you the enclosed list of promotions and appointments for the Army of the United States.

I have the honor to be, Sir,

With perfect respect,

Your obedient servant,

GEORGE GRAHAM,

Acting Secretary of War.

The PRESIDENT of the United States.

*Promotions in the Army of the United States.*

*Corps of Engineers.*

Captain Charles Gratiot, to be Major, 9th February, 1815, vice Bomford.

First Lieutenant Edward De Russey, to be Captain, 9th February, 1815, vice Gratiot, promoted.

Second Lieutenant George Trescott, to be First Lieutenant, 9th February, 1815, vice De Russey, promoted.

*Light Artillery.*

First Lieutenant William F. Hobart, to be Captain, 1st January, 1817, vice Thornton, resigned.

First Lieutenant George N. Morris, to be Captain, 15th January, 1817, vice Irvine, died.

Second Lieutenant Elijah Lyon, to be First Lieutenant, 1st January, 1817, vice Hobart, promoted.

Second Lieutenant Samuel Washburn, to be First Lieutenant, 15th January, 1817, vice Morris, promoted.

Brevet Second Lieutenant Thomas I. Gardner, to be Second Lieutenant, 1st January, 1817, vice Lyon, promoted.

Brevet Second Lieutenant B. L. E. Bonneville, to be Second Lieutenant, 15th January, 1817, vice Washburn, promoted.

*First Regiment of Infantry.*

Second Lieutenant Thomas Rogers, to be First Lieutenant, 31st October, 1816, vice Farrow, resigned.

*Third Regiment of Infantry.*

First Lieutenant James Hackley, to be Captain, 17th May, 1816, vice Desha, declined.

Second Lieutenant Asher Philips, to be First Lieutenant, 17th May, 1816, vice Hackley, promoted.

*Fourth Regiment of Infantry.*

First Lieutenant William Neilson, to be Captain, 1st December, 1816, vice Crawford, resigned.

Second Lieutenant Philip Wager, to be First Lieutenant, 1st December, 1816, vice Neilson, promoted.

Second Lieutenant Joseph Shommo, to be 1st Lieutenant, 31st December, 1816, vice Karney, resigned.

Second Lieutenant Henry Wilson, to be First Lieutenant, 31st December, 1816, vice Yancey, resigned.

Second Lieutenant George B. McCluskey, to be First Lieutenant, 31st December, 1816, vice Pendleton, resigned.

*Fifth Regiment of Infantry.*

First Lieutenant Henry Whiting, to be Captain, 3d March, 1817, vice Childs, resigned.

Second Lieutenant Nathan Clark, to be First Lieutenant, 3d March, 1817, vice Whiting, promoted.

*Serenth Regiment of Infantry.*

Second Lieutenant Joseph W. Allston, to be 1st Lieutenant, 20th December, 1816, vice Hall, resigned.

Second Lieutenant Robert H. Goodwin, 1st Lieutenant, 1st February, 1817, vice Cassaway, resigned.

*Eighth Regiment of Infantry.*

First Lieutenant David Riddle, to be Captain, 15th January, 1817, vice McKeon.

Second Lieutenant Charles Stephens, to be First Lieutenant, 15th January, 1817, vice Riddle, promoted.

*Rifle Regiment.*

Second Lieutenant Thomas Griffith, to be 1st Lieutenant, 1st March, 1817, vice Laval, resigned.

*Appointments in the Army of the United States,*

Jacob W. Albright, Pennsylvania, to be Paymaster Second Infantry, 9th July, 1816.

Beaufort T. Watts, to be Battalion Paymaster, in the place of Sneed, resigned.

Abraham Wendell, Third Lieutenant of Artillery, to be Second Lieutenant in the 3d Infantry.

Henry R. Hulany, Third Lieutenant of Artillery, to be Second Lieutenant in the 4th Infantry.

Martin Thomas, late Second Lieutenant 16th Infantry, to be Third Lieutenant Ordnance.

The messages were severally read; and,



On motion,

The message nominating John Quincy Adams, and others, to offices, was considered by unanimous consent.

On the question, "Will the Senate advise and consent to the appointment of John Quincy Adams?"

It was determined in the affirmative: Yeas, 29; Nays, 1.

On motion by Mr. Hanson,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Barbour, Burrill, Campbell, Chase, Daggett, Dickerson, Fromentin, Gaillard, Goldsborough, Horsey, King, Lacock, Macon, Morrill, Morrow, Noble, Otis, Roberts, Sanford, Smith, Stokes, Tait, Talbot, Taylor, Tichenor, Truup, Van Dyke, Williams, and Wilson.

Mr. Hanson voted in the negative.

So it was

*Resolved*, That the Senate do advise and consent to the appointment of John Quincy Adams, agreeably to the nomination.

The question to advise and consent to the appointment, being put on the other nominations severally, it was

*Resolved*, That the Senate do advise and consent to the appointments of William H. Crawford and Isaac Shelby, agreeably to the nominations respectively.

On motion,

The message nominating sundry persons to military promotions and appointments, was considered by unanimous consent; and

*Resolved*, That they do advise and consent to the promotions and appointments, agreeably to the nominations respectively; except the appointment of Beaufort T. Watta, to which they do not advise and consent.

*Ordered*, That the Secretary make return to the President of the United States, on all nominations this day acted on.

The Senate resumed the consideration of the nomination of Claude Crozet, contained in the message of the 24th of February; and,

On motion,

*Ordered*, That it be referred to Mr. Barbour and Mr. Sanford, to inquire and report thereon.

On motion by Mr. Lacock,

*Ordered*, That Mr. Wilson and Mr. Taylor be added to the Committee on Accounts.

On motion,

*Ordered*, That Mr. Barbour and Mr. Sanford be a committee to wait on the President of the United States, and notify him, that unless he may have any further communications to make to them, the Senate are ready to adjourn.

On motion by Mr. Barbour,

The Senate adjourned to 9 o'clock, to-morrow morning.

THURSDAY, MARCH 6, 1817.

Mr. Barbour, from the Committee to whom was referred the nomination of Claude Crozet, contained in the message of the 24th of February, reported. Whereupon,

*Resolved*, That the Senate do advise and consent to the appointment, agreeably to the nomination.

The four following written messages were received from the President of the United States, by Mr. Todd:

*To the Senate of the United States:*

I nominate Benjamin Parke, of Indiana, to be Judge of the District Court of the United States, in the State of Indiana.

Thomas H. Blake, of Indiana, to be Attorney of the United States, for the District of Indiana.

John Vawter, of Indiana, to be Marshal for the District of Indiana.

JAMES MONROE.

8th March, 1817.

*To the Senate of the United States:*

I nominate James McKay, of North Carolina, to be Attorney of the United States, for the District of North Carolina, in the place of Robert H. Jones, resigned.

JAMES MONROE.

March 6th, 1817.

*To the Senate of the United States:*

I nominate Harris Jenkins, of Pennsylvania, to be Collector of Direct Taxes and Internal Duties, for the twentieth collection district of Pennsylvania, in the place of Andrew Beaumont, resigned.

Isaiah Slater, of Louisiana, principal Assessor for the First District of Louisiana, in the place of John Cannon, resigned.

I withdraw the nomination of David Hund, as Collector of Direct Taxes and Internal Duties for the third collection district of Virginia, and nominate David Hanna for said office.

JAMES MONROE.

March 6th, 1817.

*To the Senate of the United States:*

I nominate Richard Cutts, late Superintendent General of Military Supplies, to be Second Comptroller in the Treasury Department, under the act of the 3d March, 1817, to provide for the prompt settlement of public accounts; William Lee, late Accountant of the War Department; Peter Hagner, late additional Accountant of the War Department; Constant Freeman, late Accountant of the Navy Department; and Stephen Pleasonton, of the State of Delaware, to be Auditors in the Treasury Department, under the act aforesaid.

John Coffro, of Tennessee, to be Surveyor of the lands in the northern part of the Mississippi Territory, under the act of 3d March, 1817.

Israel Pickens, of North Carolina, to be Register of the Land Office in the Mississippi Territory, east of Pearl River.

Alexander Pope, of Georgia, to be Register of the Land Office to be opened in the Mississippi Territory, under the act of 3d March, 1815.

John Taylor, of South Carolina, to be Receiver of Public Monies at the Land Office to be opened in the Mississippi Territory, under the act of the 3d March, 1815.

Stephenson Archer, of Maryland, to be additional Judge in the Mississippi Territory, to reside in the eastern part thereof, under the act of the 3d March, 1817.

**JAMES MONROE.**

*March 5th, 1817.*

The messages were severally read; and,

On motion, they were considered by unanimous consent; and

*Resolved*, That the Senate do advise and consent to the appointments, agreeably to the nominations respectively.

The Vice-President having absented himself for the purpose;

On motion,

The Senate proceeded to the choice of a President pro tempore, as the Constitution provides, and the Honorable John Gaillard was elected.

On motion,

*Ordered*, That the Secretary wait on the President of the United States, and acquaint him that the Senate have, in the absence of the Vice-President, elected the Honorable John Gaillard, President of the Senate, pro tempore.

The following written message was received from the President of the United States, by Mr. Todd:

*To the Senate of the United States:*

I nominate Samuel B. Jackson, John D. Armstrong, Andrew B. Cook, John H. Gordon, Thomas Williamson, John Dix, George S. Sproston, Silas D. Wickes, and Thomas Cadle, Surgeons' Mates, to be Surgeons in the Navy of the United States.

**JAMES MONROE.**

The message was read; and,

On motion,

It was considered by unanimous consent; and,

On motion,

*Ordered*, That the further consideration thereof be postponed until to-morrow.

*Ordered*, That the Secretary make return to the President of the United States, of all nominations this day acted on.

Mr. Harbour reported from the Committee, that they had waited on the President of the United States, who informed them he had no further communications to make to the Senate. Whereupon,

The President adjourned the Senate, *sine die*.

**END OF THE THIRTY-NINTH SESSION.**

















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